

A motion to reconsider was laid on the table.

## ADJOURNMENT

Mr. HOYER. Mr. Speaker, pursuant to House Concurrent Resolution 398, 110th Congress, I move that the House do now adjourn.

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

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

## RECORDED VOTE

Mr. HOYER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 213, noes 197, not voting 24, as follows:

[Roll No. 566]

## AYES—213

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

Wasserman  
Schultz  
Waters  
Watson  
Watt

Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)

Woolsey  
Wu  
Yarmuth

## NOES—197

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono Mack  
Boozman  
Boustany  
Brady (TX)  
Braley (IA)  
Broun (GA)  
Brown (SC)  
Buchanan  
Burgess

Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Capito  
Carney  
Carter  
Castle  
Chabot  
Childers  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foster

Ackerman  
Bachus  
Brown, Corrine  
Brown-Waite,  
Ginny  
Cannon  
Cubin  
Davis (AL)  
Harman

Foxx  
Franks (AZ)  
Frelinghuysen  
Gallely  
Garrett (NJ)  
Gerlach  
Gillibrand  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hunter  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam

Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham  
LaTourette  
Latta  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Loebsack  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marshall  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Moran (KS)  
Murphy, Patrick

## NOT VOTING—24

Hayes  
Hulshof  
Kilpatrick  
Levin  
Marchant  
Miller, George  
Pitts  
Pryce (OH)  
Rush

Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Scalise  
Sensenbrenner  
Sessions  
Shadegg  
Shaays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield (KY)  
Wilson (SC)  
Wittman (VA)  
Wolf  
Young (FL)

The result of the vote was announced as above recorded.

## PERSONAL EXPLANATION

Ms. KILPATRICK. Mr. Speaker, due to personal business in the 13th Congressional District of Michigan, I was unable to attend several rollcall votes. Had I been present, on rollcall No. 558 I would have voted "nay"; on rollcall No. 559 I would have voted "nay"; on rollcall No. 560 I would have voted "nay"; on rollcall No. 561 I would have voted "nay"; on rollcall No. 562 I would have voted "aye"; on rollcall No. 563 I would have voted "aye"; on rollcall No. 564 I would have voted "aye"; on rollcall No. 565 I would have voted "aye"; and on rollcall No. 566 I would have voted "aye."

Mr. BACHUS. Mr. Speaker, on August 1, 2008, I missed rollcall votes No. 564, 565, and 566 due to the death of my mother-in-law. Had I been present, I would have voted "yea" on Nos. 564 and 565 and "nay" on No. 566.

Accordingly (at 11 o'clock and 23 minutes a.m.), the House adjourned until Monday, September 8, 2008, at 2 p.m.

EXECUTIVE COMMUNICATIONS,  
ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

8057. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation entitled, "To amend the United States Grain Standards Act to authorize the Secretary of Agriculture to recover through user fees the cost of standardized activities"; to the Committee on Agriculture.

8058. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — *Bacillus thuringiensis* Vip3Aa Proteins in Corn and Cotton; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2007-0830; FRL-8374-2] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8059. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Difenconazole; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2008-0484; FRL-8375-5] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8060. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Dodine; Pesticide Tolerance [EPA-HQ-OPP-2007-0221; FRL-8367-5] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8061. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Mississippi: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R04-RCRA-2007-1185; FRL-8699-7] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8062. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Illinois; [EPA-R05-OAR-2006-0003; FRL-8696-3] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

□ 1123

Mr. FOSTER changed his vote from "yea" to "nay."

So the motion to adjourn was agreed to.

8063. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2008-0501; FRL-8698-7] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8064. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Massachusetts; Amendment to Massachusetts' State Implementation Plan for Transit System Improvements [EPA-R01-OAR-2006-1018; A-1-FRL-8691-5] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8065. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Texas; El Paso County Carbon Monoxide Redesignation to Attainment, and Approval of Maintenance Plan [EPA-R06-OAR-2006-0386; FRL-8699-9] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8066. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Drinking Water: Regulatory Determinations Regarding Contaminants on the Second Drinking Water Contaminant Candidate List [EPA-HQ-OW-2007-0068; FRL-8699-1] (RIN: 2040-AE60) received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8067. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Outer Continental Shelf Air Regulations Update to Include New York State Requirements [EPA-R02-OAR-2007-0553; FRL-8688-3] received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8068. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — July — September 2008 Section 42 Bond Factor Amounts (Rev. Rul. 2008-36) received August 1, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8069. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Severance of a Trust for Generation-Skipping Transfer (GST) Tax Purposes [TD 9421] (RIN: 1545-BE70) received August 1, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8070. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Converting an IRA Annuity to a Roth IRA [TD 9418] (RIN: 1545-BE65) received August 1, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8071. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Mortality Tables for Determining Present Value [TD 9419] (RIN: 1545-BG30) received August 1, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8072. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 42 Utility Allowance Regulations Update [TD 9420] (RIN: 1545-BC22) received August 1, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8073. A letter from the Program Manager, Department of Health and Human Services,

transmitting the Department's "Major" final rule — Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems and Fiscal Year 2009 Rates; Payments for Graduate Medical Education in Certain Emergency Situations; Changes to Disclosure of Physician Ownership in Hospitals and Physician Self-Referral Rules; Updates to the Long-Term Care Prospective Payment System; Updates to Certain IPPS-Excluded Hospitals; and Collection of Information Regarding Financial Relationships Between Hospitals [[CMS-1390-F]; [CMS-1531-1FC1]; [CMS-1531-1FC2] [CMS-1385-F4]] (RIN: 0938-AP15; RIN: 0938-AO35; RIN: 0938-AO65) Received July 31, 2008, pursuant jointly to the Committees on Energy and Commerce and Ways and Means.

8074. A letter from the Program Manager, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare Program; Prospective Payment System and Consolidated Billing for Skilled Nursing Facilities for FY 2009 [CMS-1534-F] (RIN: 0938-AP11) received July 31, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

8075. A letter from the Secretary, Department of Commerce, transmitting a draft bill to permit the transfer to the Bureau of the Census of monies available in any Department of Commerce appropriation to the extent necessary to further activities in support of the 2010 Decennial Census; jointly to the Committees on Energy and Commerce, Financial Services, and Oversight and Government Reform.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FILNER: Committee on Veteran's Affairs. H.R. 1527. A bill to amend title 38, United States Code, to allow highly rural veterans enrolled in the health system of the Department of Veterans Affairs to receive covered health services through providers other than those of the Department, and for other purposes; with amendments (Rept. 110-817). Referred to the Committee of the Whole House on the State of the Union.

Mr. GEORGE MILLER of California: Committee on Education and Labor. H.R. 2343. A bill to expand quality programs of early childhood home visitation that increase school readiness, child abuse and neglect prevention, and early identification of developmental and health delays, including potential mental health concerns, and for other purposes; with an amendment (Rept. 110-818 Pt. 1). Ordered to be printed.

Mr. THOMPSON of Mississippi: Committee on Homeland Security. H.R. 1717. A bill to amend the Homeland Security Act of 2002 to establish a National Bio and Agro-defense Facility, with an amendment (Rept. 110-819 Pt. 1). Ordered to be printed.

Mr. CONYERS: Committee on the Judiciary. H.R. 2352. A bill to enhance the safety of elementary schools, secondary schools, and institutions of higher education, with an amendment (Rept. 110-821 Pt. 1). Ordered to be printed.

Mr. RAHALL: Committee on Natural Resources. H.R. 5350. A bill to authorize the Secretary of Commerce to sell or exchange certain National Oceanic and Atmospheric Administration property located in Norfolk, Virginia, and for other purposes; with an amendment (Rept. 110-822 Pt. 1). Ordered to be printed.

#### DISCHARGE OF COMMITTEE

Pursuant to clause 2 of rule XII the Committee on Agriculture discharged from further consideration of H.R. 1717.

#### REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. FRANK of Massachusetts: Committee on Financial Services. H.R. 1746. A bill to require disclosure of Holocaust-era policies by insurers and establish a federal cause of action for claims arising out of a covered policy, with an amendment; Rept. 110-820, Part I; referred to the Committee on Judiciary for a period ending not later than September 26, 2008, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(k), rule X. Ordered to be Printed.

#### TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 554. Referral to the Committees on Agriculture and the Judiciary extended for a period ending not later than September 12, 2008.

H.R. 1717. Referral to the Committee on Energy and Commerce extended for a period ending not later than September 12, 2008.

H.R. 1746. Referral to the Committees on Foreign Affairs and Oversight and Government Reform extended for a period ending not later than September 26, 2008.

H.R. 2343. Referral to the Committee on Armed Services extended for a period not later than September 12, 2008.

H.R. 2352. Referral to the Committee on Education and Labor extended for a period ending not later than September 12, 2008.

H.R. 5350. Referral to the Committee on Oversight and Government Reform extended for a period ending not later than September 12, 2008.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MAHONEY of Florida:

H.R. 6772. A bill to designate the facility of the United States Postal Service located at 1717 Orange Avenue in Fort Pierce, Florida, as the "CecCee Ross Lyles Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CHILDERS:

H.R. 6773. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit to consumers based on fuel economy; to the Committee on Ways and Means.

By Ms. SHEA-PORTER:

H.R. 6774. A bill to amend title 10, United States Code, to improve certain death and survivor benefits with respect to members of the Armed Forces, and for other purposes; to the Committee on Armed Services.

By Mr. ANDREWS:

H.R. 6775. A bill to amend title 49, United States Code, to direct the Secretary of Transportation to develop procedures for permitting car rental companies to have limited access to information in the National Driver Register, and for other purposes; to the Committee on Transportation and Infrastructure.