

end-run around the Foreign Intelligence Surveillance Court, FISC, by allowing the government to conduct surveillance without a FISC warrant. Such a broad exercise of power undermines our system of checks and balances and has grave implications for the protection of our constitutional rights. We should be enhancing the role of the FISC to ensure that the rights of American citizens are protected while the government collects intelligence to help defend our nation.

Additionally, the five-year extension provided by this legislation will ensure that regardless of which candidate wins the presidency on November 6, their administration will have these powers for the length of their term. A shorter extension would allow Congress to conduct the proper oversight over the use of these authorities and to better examine whether such authorities are still necessary to ensure the protection of our citizens.

Regardless of who is in the White House, it is the duty of this body to ensure that the power of the executive branch is not unfettered and that proper oversight is conducted. It is in this spirit that I cast my vote against this legislation today.

Mr. PAUL. Mr. Speaker, I rise in strong opposition to the reauthorization of the 2008 FISA Amendments Act, as it violates the Fourth Amendment of our Constitution. Supporters of this reauthorization claim that the United States will be more vulnerable if the government is not allowed to monitor citizens without a warrant. I would argue that we are more vulnerable if we do allow the government to monitor Americans without a warrant. Nothing makes us more vulnerable than allowing the Constitution to be violated.

Passage of this reauthorization will allow the government to listen in to our phone calls, read our personal correspondence, and monitor our activities without obtaining a warrant. Permission for surveillance obtained by a secret FISA court can cover broad categories of targets rather than specific individuals, as the Fourth Amendment requires. Americans who communicate with someone who is suspected of being affiliated with a target group can be monitored without a warrant. The only restriction is that Americans on U.S. soil are not to be the primary targets of the surveillance. That is hardly reassuring. U.S. intelligence agencies are not to target Americans on U.S. soil, but as we all know telephone conversations usually take place between two people. If on the other end of the international conversation is an American, his conversation is monitored, recorded, transcribed, and kept for future use.

According to press reports earlier this summer, the Director of National Intelligence admitted to the Senate that “on at least one occasion” U.S. intelligence collection agencies violated the Constitutional prohibitions on unlawful search and seizure. Without possibility for oversight of the process and with the absence of transparency, we will never know just how many Americans have been wiretapped without warrants.

Creating a big brother surveillance state here is no solution to threats that may exist from abroad. I urge my colleagues to reject these FISA amendments and return to the Constitution.

The SPEAKER pro tempore. All time for debate on the bill has expired.

Pursuant to House Resolution 773, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

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

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

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess for a period of less than 15 minutes.

Accordingly (at 4 o'clock and 29 minutes p.m.), the House stood in recess.

□ 1644

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. REED) at 4 o'clock and 44 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order: H.R. 5949; and suspending the rules and passing H.R. 3857 and H.R. 5865.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

FISA AMENDMENTS ACT REAUTHORIZATION ACT OF 2012

The SPEAKER pro tempore. The unfinished business is the vote on the passage of the bill (H.R. 5949) to extend the FISA Amendments Act of 2008 for five years, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the passage of the bill.

The vote was taken by electronic device, and there were—yeas 301, nays 118, not voting 10, as follows:

[Roll No. 569]
YEAS—301

Ackerman	Bachus	Berkley
Adams	Barber	Berman
Aderholt	Barletta	Biggert
Alexander	Barrow	Bilbray
Altmire	Bartlett	Billirakis
Amodei	Barton (TX)	Bishop (GA)
Austria	Bass (NH)	Bishop (NY)
Baca	Benishek	Bishop (UT)
Bachmann	Berg	Black

Blackburn	Hanna	Perlmutter
Bonner	Harper	Peters
Bono Mack	Harris	Peterson
Boren	Hartzler	Petri
Boswell	Hastings (WA)	Pitts
Boustany	Hayworth	Platts
Brady (TX)	Heck	Poe (TX)
Brooks	Heinrich	Pompeo
Camp	Hensarling	Posey
Campbell	Herrera Beutler	Price (GA)
Canseco	Higgins	Quayle
Cantor	Himes	Quigley
Capito	Hinojosa	Rahall
Carnahan	Hochul	Reed
Carter	Holden	Rehberg
Cassidy	Hoyer	Reichert
Castor (FL)	Huelskamp	Renacci
Chabot	Huizenga (MI)	Reyes
Chaffetz	Hultgren	Ribble
Chandler	Hunter	Richmond
Ciциlline	Hurt	Rigell
Clyburn	Issa	Rivera
Coble	Jenkins	Roby
Coffman (CO)	Johnson (OH)	Roe (TN)
Cole	Johnson, Sam	Rogers (AL)
Conaway	Jordan	Rogers (KY)
Connolly (VA)	Kaptur	Rogers (MI)
Cooper	Kelly	Rohrabacher
Costa	King (IA)	Rokita
Cravaack	King (NY)	Rooney
Crawford	Kingston	Ros-Lehtinen
Crenshaw	Kinzinger (IL)	Roskam
Critz	Kissell	Ross (AR)
Cuellar	Kline	Ross (FL)
Culberson	Labrador	Rothman (NJ)
Denham	Lamborn	Royce
Dent	Lance	Runyan
DesJarlais	Landry	Ruppersberger
Deutch	Langevin	Ryan (OH)
Diaz-Balart	Lankford	Scalise
Dicks	Latham	Schiff
Dold	LaTourette	Schilling
Donnelly (IN)	Latta	Schmidt
Dreier	Levin	Schock
Duffy	Lewis (CA)	Schwartz
Duncan (SC)	Lipinski	Schweikert
Ellmers	LoBiondo	Scott (SC)
Emerson	Loeb sack	Scott, Austin
Farenthold	Long	Scott, David
Fattah	Lowey	Sensenbrenner
Fincher	Lucas	Sessions
Fitzpatrick	Luetkemeyer	Sewell
Flake	Lujan	Sherman
Fleischmann	Lummis	Shimkus
Fleming	Lungren, Daniel E.	Shuler
Flores	Lynch	Shuster
Forbes	Mack	Simpson
Fortenberry	Manzullo	Sires
Fox	Marchant	Smith (NE)
Franks (AZ)	Marino	Smith (NJ)
Frelinghuysen	Matheson	Smith (TX)
Gallely	McCarthy (CA)	Smith (WA)
Garamendi	McCarthy (NY)	Southerland
Gardner	McCaul	Stearns
Garrett	McHenry	Stivers
Gerlach	McIntyre	Stutzman
Gibbs	McKeon	Sullivan
Gingrey (GA)	McKinley	Terry
Gohmert	McMorris	Thompson (CA)
Gonzalez	Rodgers	Thompson (PA)
Goodlatte	McNerney	Thornberry
Gosar	Meehan	Tiberi
Gowdy	Mica	Tipton
Granger	Miller (FL)	Turner (NY)
Graves (GA)	Miller (MI)	Turner (OH)
Graves (MO)	Miller (NC)	Upton
Green, Al	Miller, Gary	Walberg
Green, Gene	Mulvaney	Walden
Griffin (AR)	Murphy (PA)	Walsh (IL)
Griffith (VA)	Myrick	Webster
Grimm	Neugebauer	West
Guinta	Noem	Westmoreland
Guthrie	Nugent	Whitfield
Gutierrez	Nunes	Wilson (SC)
Hall	Nunnelee	Wittman
Hanabusa	Olson	Wolf
	Palazzo	Womack
	Paulsen	Woodall
	Pearce	Yarmuth
	Pelosi	Yoder
	Pence	Young (FL)
		Young (IN)

NAYS—118

Amash	Blumenauer	Capuano
Andrews	Bonamici	Carney
Baldwin	Brady (PA)	Carson (IN)
Bass (CA)	Braley (IA)	Chu
Becerra	Capps	Clarke (MI)

Clarke (NY) Johnson (GA) Polis
 Clay Johnson (IL) Price (NC)
 Cleaver Johnson, E. B. Rangel
 Cohen Jones Richardson
 Conyers Keating Roybal-Allard
 Costello Kildee Rush
 Courtney Kind Sánchez, Linda
 Crowley Kucinich T.
 Cummings Larsen (WA) Sanchez, Loretta
 Davis (CA) Larson (CT) Sarbanes
 Davis (IL) Lee (CA) Schakowsky
 DeFazio Lewis (GA) Schrader
 DeGette Lofgren, Zoe Scott (VA)
 DeLauro Maloney Serrano
 Dingell Markey Slaughter
 Doggett Matsui Speier
 Doyle McClintock
 Duncan (TN) McCollum Stark
 Edwards McDermott Sutton
 Ellison McGovern Thompson (MS)
 Engel Meeks Tierney
 Eshoo Michaud Tonko
 Farr Miller, George Tsongas
 Filner Moore Van Hollen
 Frank (MA) Moran Velázquez
 Fudge Murphy (CT) Visclosky
 Gibson Nadler Walz (MN)
 Grijalva Napolitano Wasserman
 Hahn Neal Schultz
 Hastings (FL) Olver Waters
 Hinchey Owens Watt
 Holt Pallone Waxman
 Honda Pascrell Welch
 Israel Pastor (AZ) Wilson (FL)
 Jackson Lee Paul Woolsey
 (TX) Pingree (ME)

NOT VOTING—10

Akin Herger Towns
 Broun (GA) Hirono Young (AK)
 Brown (FL) Jackson (IL)
 Butterfield Ryan (WI)

□ 1712

Mrs. MALONEY, Messrs. WATT, HONDA, DINGELL, RANGEL, KILDEE and WAXMAN changed their vote from “yea” to “nay.”

Messrs. CRAWFORD, CLYBURN, YARMUTH, CONNOLLY of Virginia, Ms. KAPTUR, Messrs. BARTLETT and CICILLINE changed their vote from “nay” to “yea.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PUBLIC TRANSIT SECURITY AND LOCAL LAW ENFORCEMENT SUPPORT ACT

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 3857) to amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to require the Secretary of Homeland Security to include as an eligible use the sustainment of specialized operational teams used by local law enforcement under the Transit Security Grant Program, and for other purposes, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from New York (Mr. TURNER) that the House suspend the rules and pass the bill, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 355, nays 62, not voting 12, as follows:

[Roll No. 570]
 YEAS—355
 Dreier Lipinski
 Duffy LoBiondo
 Duncan (SC) Loebsock
 Edwards Lowey
 Ellison Lucas
 Ellmers Luetkemeyer
 Emerson Luján
 Engel Lungren, Daniel
 Eshoo E.
 Farenthold Lynch
 Fattah Mack
 Filner Maloney
 Fincher Manzullo
 Fitzpatrick Marino
 Fleischmann Markey
 Flores Matheson
 Forbes Matsui
 Fortenberry McCarthy (CA)
 Frank (MA) McCarthy (NY)
 Berg Franks (AZ)
 Frelinghuysen McCollum
 Fudge McDermott
 Gallegly McGovern
 Garamendi McHenry
 Garrett McIntyre
 Gerlach McKeon
 Gibbs McKinley
 Gibson McMorris
 Gonzalez Rodgers
 Gosar Mc Nerney
 Granger Meehan
 Graves (MO) Meeks
 Green, Al Mica
 Green, Gene Michaud
 Griffin (AR) Miller (MI)
 Grijalva Miller (NC)
 Grimm Miller, Gary
 Guinta Moore
 Guthrie Moran
 Gutierrez Murphy (CT)
 Hahn Murphy (PA)
 Hall Myrick
 Hanabusa Nadler
 Hanna Napolitano
 Harper Neal
 Harris Noem
 Hastings (FL) Nugent
 Hastings (WA) Nunes
 Hayworth Olson
 Heck Olver
 Heinrich Owens
 Herrera Beutler
 Higgins Pallone
 Himes Pascrell
 Hinchey Pastor (AZ)
 Hinojosa Paulsen
 Hochul Pelosi
 Holden Perlmutter
 Holt Peters
 Honda Peterson
 Hoyer Pingree (ME)
 Huelskamp Pitts
 Hultgren Platts
 Hunter Polis
 Israel Pompeo
 Issa Posey
 Jackson Lee Price (NC)
 (TX) Quigley
 Jenkins Rahall
 Johnson (GA) Rangel
 Johnson (IL) Reed
 Johnson (OH) Rehberg
 Johnson, E. B. Reichert
 Johnson, Sam Renacci
 Kaptur Reyes
 Keating Richardson
 Kelly Richmond
 Kildee Rigell
 Kind Rivera
 King (IA) Roby
 King (NY) Roe (TN)
 Kinzinger (IL) Rogers (AL)
 Kissell Rogers (KY)
 Kline Rogers (MI)
 Lance Rohrabacher
 Langevin Rokita
 Lankford Ros-Lehtinen
 Larsen (WA) Roskam
 Larson (CT) Ross (AR)
 Latham Rothman (NJ)
 LaTourette Roybal-Allard
 Latta Royce
 Lee (CA) Runyan
 Levin Ruppelberger
 Lewis (CA) Rush
 Lewis (GA) Ryan (OH)

Sánchez, Linda Slaughter
 T. Smith (NE)
 Sanchez, Loretta Smith (NJ)
 Sarbanes Smith (TX)
 Scalise Smith (WA)
 Schakowsky Speier
 Schiff Stark
 Schilling Stearns
 Schmidt Stivers
 Schock Sullivan
 Schrader Sutton
 Schwartz Terry
 Schweikert Thompson (CA)
 Scott (SC) Thompson (MS)
 Scott (VA) Thompson (PA)
 Scott, David Thornberry
 Serrano Tiberi
 Sessions Tierney
 Sewell Tipton
 Sherman Tonko
 Shimkus Tsongas
 Shuler Turner (NY)
 Shuster Turner (OH)
 Simpson Upton
 Sires Van Hollen

NAYS—62

Adams Gowdy
 Amash Graves (GA)
 Barton (TX) Griffith (VA)
 Brady (TX) Hensarling
 Brooks Huizenga (MI)
 Buerkle Hurt
 Burgess Jones
 Burton (IN) Jordan
 Cassidy Kingston
 Coble Kucinich
 Culberson Labrador
 DesJarlais Lamborn
 Duncan (TN) Landry
 Farr Lofgren, Zoe
 Flake Long
 Fleming Lummis
 Foxx Marchant
 Gardner McClintock
 Gingrey (GA) Miller (FL)
 Gohmert Miller, George
 Goodlatte Mulvaney

NOT VOTING—12

Akin Hartzler Paul
 Broun (GA) Herger Ryan (WI)
 Brown (FL) Hirono Towns
 Butterfield Jackson (IL) Velázquez

□ 1719

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

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

AMERICAN MANUFACTURING COMPETITIVENESS ACT OF 2012

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 5865) to promote the growth and competitiveness of American manufacturing, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from California (Mrs. BONO MACK) that the House suspend the rules and pass the bill, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 339, nays 77, not voting 13, as follows: