

Levin	Ortiz	Skelton
Lewis (GA)	Pallone	Slaughter
Lipinski	Pascarell	Smith (WA)
Loeb sack	Pastor	Snyder
Lofgren, Zoe	Payne	Solis
Lowey	Perlmutter	Space
Lynch	Peterson (MN)	Spratt
Mahoney (FL)	Pomeroy	Stark
Maloney (NY)	Price (NC)	Stupak
Markey	Rahall	Sutton
Matsui	Ramstad	Tanner
McCarthy (NY)	Rangel	Tauscher
McCollum (MN)	Richardson	Taylor
McDermott	Rodriguez	Thompson (CA)
McGovern	Ross	Thompson (MS)
McNerney	Rothman	Tierney
McNulty	Roybal-Allard	Towns
Meek (FL)	Ruppersberger	Tsongas
Meeks (NY)	Rush	Udall (CO)
Melancon	Ryan (OH)	Udall (NM)
Michaud	Salazar	Van Hollen
Miller (NC)	Sanchez, Linda	Velázquez
Miller, George	T.	Vislosky
Mitchell	Sanchez, Loretta	Walz (MN)
Mollohan	Sarbanes	Wasserman
Moore (KS)	Schakowsky	Schultz
Moore (WI)	Schiff	Waters
Moran (VA)	Schwartz	Watson
Murphy (CT)	Scott (GA)	Watt
Murphy, Patrick	Scott (VA)	Waxman
Murtha	Serrano	Weiner
Nadler	Sestak	Welch (VT)
Napolitano	Shays	Wexler
Neal (MA)	Shea-Porter	Wilson (OH)
Oberstar	Sherman	Wu
Obey	Shuler	Wynn
Olver	Sires	Yarmuth

NOT VOTING—9

Aderholt	Ferguson	Lungren, Daniel
Brown-Waite,	Jones (OH)	E.
Ginny	Keller	Reyes
Diaz-Balart, M.		Woolsey

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised this is the 2-minute warning.

□ 1604

Messrs. McDERMOTT, CARDOZA and LARSON of Connecticut changed their vote from "yea" to "nay."

So the motion was rejected.

The result of the vote was announced as above recorded.

LEGISLATIVE PROGRAM

Mr. HOYER asked and was given permission to address the House for 1 minute.

Mr. HOYER. Mr. Speaker, as all of us know, we have been considering for a number of years now the question of how we ensure that we have ethical conduct in this body, but more importantly, how we give confidence to the American people that we are handling their business in a fashion which they can trust and be proud of. It is a difficult effort.

We had scheduled for tomorrow a rule which would have established a process of access and oversight that many believe would be an improvement. The committee that was set up was chaired by Mr. CAPUANO, and Mr. SMITH, LAMAR SMITH, was his ranking member or cochair.

Mr. SMITH just an hour ago or so, or 2 hours ago, brought a new proposal, which we had not seen, to the Rules Committee. We have asked Mr. CAPUANO about that proposal. He has indicated that he wants an opportunity to review it because he had not seen it before.

In light of that, I have had discussions with the other side of the aisle with reference to a procedure in which we would not consider the rule that was proposed, the rules change that was proposed, tomorrow. We do expect to consider it soon, but not tomorrow.

Tomorrow, and I will be asking at the end of this for unanimous consent, I have discussed with Mr. BOEHNER and Mr. BLUNT doing the seven suspension bills. There are eight suspension bills scheduled for today. One of them is the Andean bill, which I think is not of any controversy, the 10-month extension on that bill. I will be asking for unanimous consent, therefore, for tomorrow to be a suspension day.

This will give Mr. CAPUANO and Mr. SMITH the opportunity to discuss a new proposal which has been put on the table just this afternoon, and they will discuss that.

I know that Mr. BOEHNER and Ms. PELOSI, the Speaker, have had discussions. I presume those discussions will continue.

So my expectation is tomorrow, after the unanimous consent, we will conclude this bill. We will then have no further business. We will have the Andean suspension bill. After the conclusion of the Andean suspension bill, we will have no further business for today that Members would be voting on. And then we would, tomorrow, consider the seven suspension bills, and my presumption is it will be a relatively early day tomorrow, Thursday.

MAKING IN ORDER MOTIONS TO SUSPEND THE RULES ON TOMORROW

Mr. HOYER. Mr. Speaker, I ask unanimous consent that the Speaker be authorized to recognize motions for suspension of the rules tomorrow as though clause 1 of rule XV were in place. In other words, I'm asking for authority to have a suspension calendar tomorrow. Absent the unanimous consent, we would simply go to the Rules Committee and get a rule to do that.

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

Mr. BLUNT. Reserving the right to object, Mr. Speaker, I would like to clarify. The only work done between now and the end of the day tomorrow would be the anticipated eight bills, one tonight and seven tomorrow that we had expected to get done this week on the suspension calendar; is that right?

Mr. HOYER. The gentleman is absolutely correct. There are eight suspension bills, the Andean today, and we will do the balance of seven tomorrow. I believe it will be a relatively early day.

Mr. WAMP. Mr. Speaker, will the gentleman yield?

Mr. BLUNT. I yield to the gentleman from Tennessee.

Mr. WAMP. I just wanted to make our colleagues aware that besides the

Smith bill, which I'm pleased to hear the Rules Committee will take time to hear, there is another bipartisan alternative that Mr. HILL of Indiana and myself have offered as well where there is substantial bipartisan support for a third alternative that's not a Democratic or Republican bill, but when we are considering matters of the House, it is truly a bipartisan compromise. And the gentleman is on his feet from Indiana as well, and I thank you for the time.

Mr. HOYER. I yield to my friend.

Mr. HILL. I have been working on this issue for over a year. I filed a bill that would, in my view, be true reform.

Mr. BLUNT. Madam Speaker, I believe I have the time.

The SPEAKER pro tempore (Ms. LORETTA SANCHEZ of California). The gentleman is absolutely correct.

Mr. BLUNT. I would be happy to yield to Mr. HILL.

Mr. HILL. As my friend, the majority leader, knows, I filed a bill last year that, in my view, required real reform on ethics. I campaigned on this issue extensively in the year 2006, and it is a bill that I actually talked about in that election year in 2006, and it fell on friendly ears for people who listened to it.

It is a proposal that would allow former Members of Congress to comprise the ethics commission. They would have full subpoena powers. The Republicans on this commission would be appointed by the Democrats, and the Democrats would be appointed by the Republicans.

This bill is now changing because it is now gaining bipartisan support.

Mr. HOYER. Madam Speaker, I will tell you, Members have expressed great concern that they didn't know about the proposals that were being made. My suggestion on both sides of the aisle is that we listen to these proposals as carefully as you are going to want to discuss them in the future.

Mr. HILL. Madam Speaker, I will try to be brief. What happened today is my friend from Tennessee (Mr. WAMP) had some ideas that were similar to mine, and so we joined forces today to try to make this a bipartisan bill. So it is a third alternative. I hope people will take a look at it. I think it's something that both Republicans and Democrats can support, and I believe that it is a real reform.

Mr. BLUNT. Madam Speaker, I would yield to the gentleman from Ohio.

Mr. BOEHNER. Madam Speaker, I just wanted to take a moment to thank the majority leader for his consideration of the Members on both sides of the aisle that had concerns about the way we were proceeding.

I think all of us have, as I said upstairs in the Rules Committee, have the same objective: to have a fair process that clearly enforces the rules of the House. The American people have the right to expect the highest ethical standards of all of us, and how we achieve that objective is where the debate is. I think all of us have the same goal.

But I just want to rise to say thank you to the majority leader for giving us time to try to resolve the differences that we might have.

Mr. BLUNT. Madam Speaker, I withdraw my objection.

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

There was no objection.

RENEWABLE ENERGY AND ENERGY CONSERVATION TAX ACT OF 2008

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 ayes appeared to have it.

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

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 236, nays 182, not voting 11, as follows:

[Roll No. 84]

YEAS—236

Abercrombie	Ellison	Lipinski
Ackerman	Ellsworth	LoBiondo
Allen	Emanuel	Loebsack
Altmire	Engel	Lofgren, Zoe
Andrews	Eshoo	Lowe
Arcuri	Etheridge	Lynch
Baca	Farr	Mahoney (FL)
Baird	Fattah	Maloney (NY)
Baldwin	Filner	Markey
Bean	Fortenberry	Marshall
Becerra	Frank (MA)	Matsui
Berkley	Giffords	McCarthy (NY)
Berman	Gilchrest	McCollum (MN)
Berry	Gillibrand	McDermott
Bishop (GA)	Gonzalez	McGovern
Bishop (NY)	Gordon	McIntyre
Blumenauer	Green, Al	McNerney
Boswell	Grijalva	McNulty
Boucher	Gutierrez	Meek (FL)
Boyd (FL)	Hall (NY)	Meeks (NY)
Boyd (KS)	Hare	Michaud
Brady (PA)	Harman	Miller (NC)
Braley (IA)	Hastings (FL)	Miller, George
Brown, Corrine	Hayes	Mitchell
Buchanan	Herseth Sandlin	Mollohan
Butterfield	Higgins	Moore (KS)
Capps	Hill	Moore (WI)
Capuano	Hinchee	Moran (VA)
Cardoza	Hinojosa	Murphy (CT)
Carnahan	Hirono	Murphy, Patrick
Carney	Hodes	Murtha
Castle	Holden	Nadler
Castor	Holt	Napolitano
Chandler	Honda	Neal (MA)
Clarke	Hooley	Oberstar
Clay	Hoyer	Obey
Cleaver	Insee	Olver
Clyburn	Israel	Pallone
Cohen	Jackson (IL)	Pascarell
Conyers	Jackson-Lee	Pastor
Cooper	(TX)	Payne
Costa	Jefferson	Perlosi
Costello	Johnson (GA)	Perlmutter
Courtney	Johnson (IL)	Peterson (MN)
Cramer	Johnson, E. B.	Pomeroy
Crowley	Kagen	Price (NC)
Cummings	Kanjorski	Rahall
Davis (AL)	Kaptur	Ramstad
Davis (CA)	Kennedy	Rangel
Davis (IL)	Kildee	Reichert
Davis, Lincoln	Kilpatrick	Richardson
DeFazio	Kind	Rogers (AL)
DeGette	Kirk	Ros-Lehtinen
Delahunt	Klein (FL)	Ross
DeLauro	Kucinich	Rothman
Dicks	LaHood	Roybal-Allard
Dingell	Langevin	Ruppersberger
Doggett	Larsen (WA)	Rush
Donnelly	Larson (CT)	Ryan (OH)
Doyle	Lee	Salazar
Edwards	Levin	Sánchez, Linda
Ehlers	Lewis (GA)	T.

Sanchez, Loretta	Smith (WA)
Sarbanes	Snyder
Saxton	Solis
Schakowsky	Space
Schiff	Spratt
Schwartz	Stark
Scott (GA)	Stupak
Scott (VA)	Sutton
Serrano	Tanner
Sestak	Tauscher
Shays	Taylor
Shea-Porter	Thompson (CA)
Sherman	Thompson (MS)
Shuler	Tierney
Sires	Towns
Skelton	Tsongas
Slaughter	Udall (CO)
Smith (NJ)	Udall (NM)

NAYS—182

Akin	Franks (AZ)
Alexander	Frelinghuysen
Bachmann	Galleghy
Bachus	Garrett (NJ)
Barrett (SC)	Gerlach
Barrow	Gingrey
Bartlett (MD)	Gohmert
Barton (TX)	Goode
Biggert	Goodlatte
Bilbray	Granger
Bilirakis	Graves
Bishop (UT)	Green, Gene
Blackburn	Hall (TX)
Blunt	Hastings (WA)
Boehner	Heller
Bonner	Hensarling
Bono Mack	Herger
Boozman	Hobson
Boren	Hoekstra
Boustany	Hulshof
Brady (TX)	Hunter
Broun (GA)	Inglis (SC)
Brown (SC)	Issa
Burgess	Johnson, Sam
Burton (IN)	Jones (NC)
Buyer	Jordan
Calvert	King (IA)
Camp (MI)	King (NY)
Campbell (CA)	Kingston
Cannon	Kline (MN)
Cantor	Knollenberg
Capito	Kuhl (NY)
Carter	Lamborn
Chabot	Lampson
Coble	Latham
Cole (OK)	LaTourette
Conaway	Latta
Crenshaw	Lewis (CA)
Cubin	Lewis (KY)
Cuellar	Linder
Culberson	Lucas
Davis (KY)	Mack
Davis, David	Manzullo
Davis, Tom	Marchant
Deal (GA)	McCarthy (CA)
Dent	McCaul (TX)
Diaz-Balart, L.	McCotter
Doolittle	McCrery
Drake	McHenry
Dreier	McHugh
Duncan	McKeon
Emerson	McMorris
English (PA)	Rodgers
Everett	Melancon
Fallin	Miller (FL)
Feeney	Miller, Gary
Ferguson	Moran (KS)
Flake	Murphy, Tim
Forbes	Musgrave
Fossella	Myrick
Foxx	Neugebauer

NOT VOTING—11

Aderholt	Keller	Miller (MI)
Brown-Waite,	Lungren, Daniel	Reyes
Ginny	E.	Woolsey
Diaz-Balart, M.	Matheson	
Jones (OH)	Mica	

□ 1630

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated against:

Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Wu
Wynn
Yarmuth

Mr. MICA. Madam Speaker, I was unavoidably detained and was unable to cast a vote on rollcall 84. Had I been present, I would have voted “nay” on the measure.

APPOINTMENT OF MEMBER TO BOARD OF VISITORS TO UNITED STATES NAVAL ACADEMY

The SPEAKER pro tempore. Pursuant to 10 U.S.C. 6968(a), and the order of the House of January 4, 2007, the Chair announces the Speaker’s appointment of the following Member of the House to the Board of Visitors to the United States Naval Academy to fill the existing vacancy thereon:

Mr. FRELINGHUYSEN, New Jersey

ANDEAN TRADE PREFERENCE EXTENSION ACT OF 2008

Mr. LEVIN. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 5264) to extend certain trade preference programs, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 5264

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Andean Trade Preference Extension Act of 2008”.

SEC. 2. ANDEAN TRADE PREFERENCE ACT.

(a) EXTENSION.—Section 208 of the Andean Trade Preference Act (19 U.S.C. 3206) is amended by striking “February 29, 2008” and inserting “December 31, 2008”.

(b) TREATMENT OF CERTAIN APPAREL ARTICLES.—Section 204(b)(3) of the Andean Trade Preference Act (19 U.S.C. 3203(b)(3)(B)) is amended—

(1) in subparagraph (B)—

(A) in clause (iii)—

(i) in subclause (II), by striking “5 succeeding 1-year periods” and inserting “6 succeeding 1-year periods”; and

(ii) in subclause (III)(bb), by inserting “and for the succeeding 1-year period,” after “for the 1-year period beginning October 1, 2007,”; and

(B) in clause (v)(II), by striking “4 succeeding 1-year periods” and inserting “5 succeeding 1-year periods”; and

(2) in subparagraph (E)(ii)(II), by striking “December 31, 2006” and inserting “December 31, 2008”.

SEC. 3. CUSTOMS USER FEES.

Section 13031(j)(3) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(j)(3)) is amended—

(1) in subparagraph (A), by striking “December 13, 2014” and inserting “December 27, 2014”; and

(2) in subparagraph (B)(i), by striking “December 13, 2014” and inserting “December 27, 2014”.

SEC. 4. TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES.

The percentage under subparagraph (C) of section 401(1) of the Tax Increase Prevention and Reconciliation Act of 2005 in effect on the date of the enactment of this Act is increased by 0.25 percentage points.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Michigan (Mr. LEVIN) and the gentleman from California (Mr. HERGER) each will control 20 minutes.