

Duncan Latham
 Ehlers LaTourette
 Ellsworth Latta
 Emerson Lee (NY)
 Fallin Lewis (CA)
 Flake Linder
 Fleming LoBiondo
 Forbes Lucas
 Fortenberry Luetkemeyer
 Foyx Lummis
 Franks (AZ) Lungren, Daniel
 Frelinghuysen E.
 Gallegly Mack
 Garrett (NJ) Manzullo
 Gerlach Marchant
 Giffords McCarthy (CA)
 Gingrey (GA) McCaul
 Gohmert McClintock
 Goodlatte McCotter
 Granger McHenry
 Graves McIntyre
 Guthrie McMorris
 Hall (TX) Rodgers
 Harper Miller (FL)
 Hastings (WA) Miller (MI)
 Heller Miller, Gary
 Hensarling Mitchell
 Herger Moran (KS)
 Hill Murphy, Tim
 Hoekstra Myrick
 Hunter Napolitano
 Inglis Neugebauer
 Issa Nunes
 Jenkins Olson
 Johnson (IL) Paul
 Johnson, Sam Paulsen
 Jones Pence
 Jordan (OH) Petri
 King (IA) Pitts
 King (NY) Platts
 Kingston Poe (TX)
 Kirk Posey
 Kline (MN) Price (GA)
 Kratovil Putnam
 Lamborn Rehberg
 Lance Reichert

NOT VOTING—20

Baldwin Heinrich
 Barrett (SC) Jackson-Lee
 Bartlett (TX)
 Braley (IA) McKeon
 Buyer Meeks (NY)
 Cantor Mica
 Costa Moran (VA)
 Engel Murtha

The SPEAKER pro tempore. There are 2 minutes remaining in the vote.

□ 1210

Mrs. NAPOLITANO and Messrs. BOREN and MCINTYRE changed their 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. DREIER. 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 221, nays 200, not voting 13, as follows:

[Roll No. 948]

YEAS—221

Abercrombie Berkeley
 Ackerman Berman
 Adler (NJ) Butlerfield
 Altmire Bishop (GA)
 Andrews Bishop (NY)
 Arcuri Blumenauer
 Baca Boccieri
 Barrow Boswell
 Bean Boucher
 Becerra Boyd

Roe (TN) Rogers (AL)
 Rogers (KY) Rogers (MI)
 Rohrabacher Rooney
 Ros-Lehtinen Roskam
 Royce Ryan (WI)
 Scalise Schmidt
 Schrock Sensenbrenner
 Sessions Shadegg
 McCaul Shimkus
 McClintock Shuster
 McHenry Simpson
 McIntyre Smith (NE)
 McMorris Smith (NJ)
 Rodgers Smith (TX)
 Miller (FL) Souder
 Miller (MI) Stearns
 Miller, Gary Stupak
 Mitchell Sullivan
 Moran (KS) Taylor
 Murphy, Tim Terry
 Myrick Thompson (MS)
 Napolitano Thompson (PA)
 Neugebauer Thornberry
 Nunes Tiahrt
 Olson Tiberi
 Paul Turner
 Paulsen Upton
 Pence Walden
 Petri Wamp
 Pitts Westmoreland
 Platts Whitfield
 Poe (TX) Wilson (SC)
 Posey Wittman
 Price (GA) Wolf
 Putnam Young (AK)
 Rehberg Young (FL)
 Reichert Young (FL)

Radanovich Sires
 Tanner Wasserman
 Schultz Waters

Chu Jackson-Lee
 Clarke (TX)
 Clay Johnson (GA)
 Cleaver Johnson, E.B.
 Clyburn Kagen
 Cohen Kanjorski
 Connolly (VA) Kaptur
 Conyers Kennedy
 Cooper Kildee
 Costa Kilpatrick (MI)
 Courtney Kilroy
 Crowley Kind
 Cuellar Kissell
 Cummings Klein (FL)
 Davis (AL) Kosmas
 Davis (CA) Langevin
 Davis (IL) Larsen (WA)
 DeFazio Larson (CT)
 DeGette Lee (CA)
 Delahunt Levin
 Lewis (GA) Lewis (GA)
 Loebsack Sarbanes
 Lofgren, Zoe Schakowsky
 Lowey Schauer
 Lujan Schiff
 Doyle Lynch
 Edwards (MD) Maffei
 Edwards (TX) Maloney
 Ellison Markey (CO)
 Engel Markey (MA)
 Eshoo Marshall
 Etheridge Massa
 Farr Matheson
 Fattah Matsui
 Filner McCarthy (NY)
 Foster McCollum
 Frank (MA) McDermott
 Fudge McGovern
 Garamendi McMahon
 Gonzalez McNeerney
 Gordon (TN) Meek (FL)
 Grayson Meeks (NY)
 Green, Al Melancon
 Green, Gene Michaud
 Grijalva Miller (NC)
 Gutierrez Miller, George
 Hall (NY) Mollohan
 Halvorson Moore (KS)
 Hare Moore (WI)
 Harman Murphy (CT)
 Hastings (FL) Murphy, Patrick
 Heinrich Nadler (NY)
 Herseth Sandlin Napolitano
 Himes Neal (MA)
 Hinchey Nye
 Hinojosa Oberstar
 Hirono Obey
 Hodes Oliver
 Holden Ortiz
 Holt Owens
 Honda Pallone
 Hoyer Pascrell
 Inslee Pastor (AZ)
 Israel Payne
 Jackson (IL) Perlmutter

NAYS—200

Aderholt Campbell
 Akin Cantor
 Alexander Cao
 Austria Capito
 Bachmann Carney
 Bachus Carter
 Baird Cassidy
 Barton (TX) Castle
 Biggert Chaffetz
 Bilbray Childers
 Bilirakis Coble
 Bishop (UT) Coffman (CO)
 Blackburn Cole
 Blunt Conaway
 Boehner Costello
 Bonner Crenshaw
 Bono Mack Culberson
 Boozman Dahlkemper
 Boren Davis (KY)
 Boustany Deal (GA)
 Brady (TX) Dent
 Bright Diaz-Balart, L.
 Brown (GA) Diaz-Balart, M.
 Brown (SC) Donnelly (IN)
 Brown, Corrine Dreier
 Brown-Waite, Driehaus
 Ginny Duncan
 Buchanan Ehlers
 Burgess Ellsworth
 Burton (IN) Emerson
 Calvert Fallin
 Camp Flake

Perriello Jordan (OH)
 Peters King (IA)
 Peterson King (NY)
 Pingree (ME) Kingston
 Polis (CO) Kirk
 Pomeroy Kirkpatrick (AZ)
 Price (NC) Kline (MN)
 Rahall Kratovil
 Rangel Kucinich
 Reyes Lamborn
 Richardson Lance
 Rodriguez Latham
 Rothman (NJ) LaTourette
 Roybal-Allard Latta
 Ruppberger Lee (NY)
 Rush Lewis (CA)
 Ryan (OH) Linder
 Salazar Lipinski
 Sanchez, Linda LoBiondo
 T. Lucas
 Sanchez, Loretta Luetkemeyer
 Sarbanes Lummis
 Schakowsky Lungren, Daniel
 Schauer E.
 Schiff Mack
 Schrader Manzullo
 Schwartz Marchant
 Scott (GA) McCarthy (CA)
 Scott (VA) McCaul
 Serrano McClintock
 Sestak Rooney
 Shea-Porter McHenry
 Sherman McIntyre
 Sires Ross
 Slaughter Smith (WA)
 Smith (WA) Rodgers
 Snyder
 Space
 Speier
 Spratt
 Stark
 Tanner
 Teague
 Thompson (CA)
 Tierney
 Titus
 Tonko
 Towns
 Tsongas
 Van Hollen
 Velázquez
 Visclosky
 Walz
 Wasserman
 Schult
 Waters
 Watson
 Waxman
 Weiner
 Welch
 Wexler
 Wilson (OH)
 Woolsey
 Wu
 Yarmuth

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1219

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.

Stated for: Ms. SUTTON. Mr. Speaker, on rollcall No. 948, I inserted my voting card to vote “aye” and my vote failed to register. Had I been present, I would have voted “yea.”

FUNDING FOR CONTINUED TYPE 1 DIABETES RESEARCH

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 35.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from California (Mrs. CAPPs) that the House suspend the rules and agree to the resolution, H. Res. 35.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the resolution was agreed to.

A motion to reconsider was laid on the table.

NOT VOTING—13
 Higgins
 Mica
 Moran (VA)
 Murtha
 Radanovich

Sutton
 Watt
 Wittman

Scalise
 Schmidt
 Schock
 Sensenbrenner
 Sessions
 Shadegg
 Shimkus
 Shuler
 Myrick
 Neugebauer
 Nunes
 Olson
 Paul
 Paulsen
 Pence
 Petri
 Pitts
 Platts
 Poe (TX)
 Posey
 Price (GA)
 Putnam
 Quigley
 Rehberg
 Reichert
 Roe (TN)
 Rogers (AL)
 Rogers (KY)
 Rogers (MI)
 Rohrabacher
 Ros-Lehtinen
 Roskam
 Ross
 Royce
 Ryan (WI)

Thompson (MS)
 Thompson (PA)
 Thornberry
 Tiahrt
 Tiberi
 Turner
 Upton
 Walden
 Wamp
 Westmoreland
 Whitfield
 Wilson (SC)
 Wolf
 Young (AK)
 Young (FL)

REPORT ON RESOLUTION PROVIDING FOR FURTHER CONSIDERATION OF H.R. 4173, WALL STREET REFORM AND CONSUMER PROTECTION ACT OF 2009

Mr. ARCURI, from the Committee on Rules, submitted a privileged report (Rept. No. 111-370) on the resolution (H. Res. 964) providing for further consideration of the bill (H.R. 4173) to provide for financial regulatory reform, to protect consumers and investors, to enhance Federal understanding of insurance issues, to regulate the over-the-counter derivatives markets, and for other purposes, which was referred to the House Calendar and ordered to be printed.

CONFERENCE REPORT ON H.R. 3288, CONSOLIDATED APPROPRIATIONS ACT, 2010

Mr. OLVER. Mr. Speaker, pursuant to House Resolution 961, I call up the conference report on the bill (H.R. 3288) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore (Mr. WEINER). Pursuant to House Resolution 961, the conference report is considered read.

(For conference report and statement, see proceedings of the House of December 8, 2009, in Book II at page H13631.)

The SPEAKER pro tempore. The gentleman from Massachusetts (Mr. OLVER) and the gentleman from Iowa (Mr. LATHAM) each will control 30 minutes.

The Chair recognizes the gentleman from Massachusetts.

GENERAL LEAVE

Mr. OLVER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include tabular and extraneous material on the conference report to accompany H.R. 3288.

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

There was no objection.

Mr. OLVER. Mr. Speaker, I yield myself 3 minutes.

It is my privilege and pleasure to present the Consolidated Appropriations Act for fiscal year 2010 to the House.

This conference report is the product of many hours of hearings and briefings across six subcommittees, always with bipartisan input and excellent Member participation, and culminated by extensive negotiations with our Senate colleagues. I especially would like to recognize the important contributions of our ranking member, TOM LATHAM of Iowa, in putting together the Transpor-

tation and Housing portions of this bill. While we may not always agree, I always appreciate his partnership, and his input has made the bill better.

I am particularly proud of the Transportation and Housing portion of the report because it demonstrates our mutual commitment to investing in our Nation's housing and transportation infrastructure; our mutual commitment to maintaining critical services in urban and rural communities; our mutual commitment to vulnerable populations such as the elderly and disabled; our mutual commitment to building sustainable communities for our Nation's families; and our mutual commitment to maintaining an efficient and safe transportation system that contributes to America's place in a global economy.

Notably, the conference agreement provides funding to improve and repair roughly 1 million miles of Federal aid highways; to support and expand a public transit system that carried more than 10 billion riders last year; to meet demand for 21st century intercity passenger rail systems, demonstrated by Amtrak's 11 percent growth in annual ridership; and modernizing the air traffic control system that is outdated and manages over 10.5 million flights annually.

Within the Housing and Urban Development programs, the conference agreement fully funds the section 8 rental housing assistance program, thereby ensuring affordable housing for 3½ million families and individuals; the agreement provides 10,000 new vouchers to homeless veterans; the agreement keeps a roof over the heads of 1.2 million households living in public housing; and the agreement helps communities improve local economies and create jobs through the Community Development Block Grant program.

In conclusion, we worked hard to balance many competing demands to produce a bill that reflects the bipartisan needs for transportation and housing, and strengthens the foundation upon which our economic turnaround is being built. This is a good product, and I urge Members to support it.

I reserve the balance of my time.

Mr. LATHAM. Mr. Speaker, I yield myself 5 minutes.

Mr. Speaker, I first want to thank Chairman OLVER for his kind words and his leadership this year. The gentleman from Massachusetts truly is a gentleman. And I appreciate very much the work that he has done. He has very artfully negotiated a good conference report for the House. Those of you who know JOHN OLVER know that he puts a great deal of effort and thought into this bill and to the issues in the transportation and housing worlds. In fact, sometimes you feel like he has gone a little bit too far into the weeds, but his dedication is to be admired.

It is all the more unfortunate that we are here today under these cir-

cumstances. Instead of presenting a Transportation-HUD conference report, Chairman OLVER is forced to carry five other bills with him, bills that should be considered on their own as conference reports.

The Transportation-HUD bill, like all appropriations bills, was considered under a closed rule in the name of expediency. The Transportation-HUD bill passed the floor of the House in July. The Senate even passed the bill. That was on September 17. The Senate, apparently the body that can't get their work done on time, managed to do it at that time under an open amendment process. They even actually got to offer amendments on the bill, which is something we didn't get to do here in the House.

□ 1230

Realistically, we could have and should have been able to bring the Transportation-HUD conference report to the floor by the end of the fiscal year. Instead, here we are today 3 months into the fiscal year, 3 months after the Senate passed its bill in an omnibus today.

The Transportation-HUD is not alone in this situation. The MilCon-Veterans bill was also considered and passed by both bodies. MilCon-VA should be a stand-alone conference report. Commerce, Justice, Science actually had a conference meeting noticed up, but that got yanked. The CJS should be a stand-alone bill. Instead, it also got stuck in this omnibus. Three other bills—the Foreign Operations bill, the Financial Services bill, and even the Labor-HHS bill, Mr. OBEY's own bill—weren't considered in the Senate and are buried in this package.

Members of this House should be aware you voted against this type of a package on Tuesday. The House voted to adopt a motion to instruct that said no extraneous matters may be added to the Transportation-HUD conference report. Instead, against the wishes of the House, we've added five bills to this conference report.

I regret very much that I am unable to support this bill. It's my first year on this bill and I have enjoyed, obviously, working with the chairman. The issues are interesting and our subcommittee members are really engaged and bring a variety of experiences to the table. However, the price tag on this bill is simply too high.

Mr. LEWIS offered an amendment, very reasonable, to have the spending levels proposed by Congress at the 2010 level, everything but Defense and Veterans, at 2 percent over last year. We spent a lot of money last year, so a 2 percent increase over last year would really be quite generous.

However, when we finish the 2010 bills, the Democrats will have increased government spending by 85 percent, 85 percent over the last 2 years. You tell me one American family that has 85 percent more in 2009. I can tell you none of my constituents have an