

on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

Pursuant to clause 8 and clause 9 of rule XX, this 15-minute vote on ordering the previous question will be followed by 5-minute votes on adoption of House Resolution 808, if ordered, and suspending the rules and concurring in the Senate amendments to H.R. 2453.

The vote was taken by electronic device, and there were—yeas 243, nays 164, not voting 25, as follows:

## [Roll No. 605]

## YEAS—243

Adams	Frank (MA)	McHenry
Aderholt	Franks (AZ)	McIntyre
Alexander	Frelinghuysen	McKeon
Altmire	Gardner	McKinley
Amash	Garrett	McMorris
Amodei	Gerlach	Rodgers
Austria	Gibbs	Meehan
Bachmann	Gibson	Mica
Bachus	Gingrey (GA)	Miller (FL)
Barletta	Gohmert	Miller (MI)
Barton (TX)	Goodlatte	Miller, Gary
Bass (NH)	Gosar	Mulvaney
Benishkek	Gowdy	Murphy (PA)
Berg	Granger	Myrick
Biggart	Graves (GA)	Neugebauer
Bilbray	Graves (MO)	Noem
Bilirakis	Griffin (AR)	Nugent
Bishop (UT)	Griffith (VA)	Nunes
Black	Guinta	Nunnelee
Blackburn	Guthrie	Olson
Bonner	Hall	Palazzo
Bono Mack	Hanna	Paulsen
Boustany	Harper	Pearce
Brady (TX)	Harris	Petri
Brooks	Hartzler	Pitts
Brown (GA)	Hastings (WA)	Platts
Brown (FL)	Hayworth	Poe (TX)
Bucshon	Heck	Pompeo
Buerkle	Hensarling	Posey
Burgess	Herger	Price (GA)
Burton (IN)	Herrera Beutler	Quayle
Calvert	Himes	Reed
Camp	Huelskamp	Rehberg
Campbell	Huizenga (MI)	Reichert
Canseco	Hultgren	Renacci
Cantor	Hunter	Ribble
Capito	Hurt	Rigell
Carter	Issa	Rivera
Cassidy	Jenkins	Roby
Chabot	Johnson (IL)	Roe (TN)
Chaffetz	Johnson (OH)	Rogers (AL)
Coble	Johnson, Sam	Rogers (KY)
Coffman (CO)	Jordan	Rogers (MI)
Cole	Kelly	Rohrabacher
Conaway	Kind	Rokita
Connolly (VA)	King (IA)	Rooney
Costa	King (NY)	Ros-Lehtinen
Cravaack	Kingston	Roskam
Crawford	Kinzinger (IL)	Ross (FL)
Crenshaw	Kline	Royce
Culberson	Labrador	Runyan
DeGette	Lamborn	Ryan (WI)
Denham	Lance	Scalise
Dent	Landry	Schilling
DesJarlais	Lankford	Schmidt
Diaz-Balart	Latham	Schock
Dold	LaTourette	Schweikert
Donnelly (IN)	Latta	Scott (SC)
Dreier	Lewis (CA)	Scott, Austin
Duffy	LoBiondo	Sensenbrenner
Duncan (SC)	Long	Sessions
Duncan (TN)	Lucas	Shimkus
Ellmers	Luetkemeyer	Shuster
Emerson	Lummis	Simpson
Eshoo	Lungren, Daniel	Smith (NE)
Farenthold	E.	Smith (NJ)
Fincher	Mack	Smith (TX)
Fitzpatrick	Marchant	Southerland
Flake	Marino	Stark
Fleischmann	Massie	Stearns
Fleming	Matheson	Stivers
Flores	McCarthy (CA)	Stutzman
Fortenberry	McCaul	Sullivan
Fox	McClintock	Terry

Thompson (PA)	Walden	Wolf
Thornberry	Walsh (IL)	Womack
Tiberi	Webster	Woodall
Tipton	West	Yoder
Turner (NY)	Westmoreland	Young (AK)
Turner (OH)	Whitfield	Young (FL)
Upton	Wilson (SC)	Young (IN)
Walberg	Wittman	

## NAYS—164

Ackerman	Fattah	Pallone
Andrews	Fudge	Pascrell
Baca	Garamendi	Pastor (AZ)
Baldwin	Gonzalez	Paul
Barber	Green, Al	Pelosi
Barrow	Green, Gene	Perlmutter
Bass (CA)	Gutierrez	Peters
Becerra	Hahn	Peterson
Berkley	Hanabusa	Pingree (ME)
Berman	Hastings (FL)	Polis
Bishop (GA)	Higgins	Price (NC)
Bishop (NY)	Hinchev	Quigley
Blumenauer	Hinojosa	Rahall
Bonamici	Hirono	Rangel
Boswell	Hochul	Reyes
Brady (PA)	Holden	Richardson
Braley (IA)	Honda	Richmond
Butterfield	Hoyer	Ross (AR)
Capps	Israel	Roybal-Allard
Capuano	Johnson (GA)	Ruppersberger
Carnahan	Johnson, E. B.	Ryan (OH)
Carney	Jones	Sánchez, Linda
Carson (IN)	Kaptur	T.
Castor (FL)	Keating	Sarbanes
Chandler	Kildee	Schakowsky
Chu	Kissell	Schiff
Ciilline	Kucinich	Schrader
Clarke (MI)	Langevin	Schwartz
Clarke (NY)	Larsen (WA)	Scott (VA)
Clay	Larson (CT)	Scott, David
Cleaver	Lee (CA)	Serrano
Clyburn	Levin	Sewell
Cohen	Lipinski	Sherman
Conyers	Loebsack	Sires
Cooper	Lofgren, Zoe	Slaughter
Costello	Lujan	Smith (WA)
Courtney	Lynch	Speier
Critz	Maloney	Sutton
Crowley	Markey	Thompson (CA)
Cuellar	Matsui	Thompson (MS)
Cummings	McCarthy (NY)	Tierney
Curson (MI)	Davis (CA)	Tonko
Davis (CA)	McCollum	Tsongas
Davis (IL)	McDermott	Van Hollen
DeFazio	McGovern	Velázquez
DeLauro	McNerny	Visclosky
DelBene	Michaud	Walz (MN)
Deutch	Miller (NC)	Wasserman
Dicks	Moore	Schultz
Doggett	Moran	Waters
Doyle	Murphy (CT)	Watt
Edwards	Nadler	Waxman
Ellison	Napolitano	Welch
Engel	Neal	Wilson (FL)
Farr	Olver	
	Owens	

## NOT VOTING—25

Akin	Heinrich	Pence
Bartlett	Holt	Rothman (NJ)
Boren	Jackson (IL)	Rush
Buchanan	Jackson Lee	Sanchez, Loretta
Finer	(TX)	Shuler
Forbes	Lewis (GA)	Towns
Galleghy	Manzullo	Woolsey
Grijalva	Meeke	Yarmuth
Grimm	Miller, George	

□ 1729

Messrs. CUELLAR, GARAMENDI, SMITH of Washington, LARSON of Connecticut, ISRAEL, JONES, MURPHY of Connecticut, CLAY and CARNEY, and Ms. PINGREE of Maine changed their vote from “yea” to “nay.”

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

Stated against:

Mr. FILNER. Mr. Speaker, on rollcall 605, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “nay.”

## COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, November 8, 2012.

Hon. JOHN BOEHNER,  
*The Speaker, House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: I have the honor to transmit herewith a scanned copy of a letter received from The Honorable Kimberly M. Guadagno, Lieutenant Governor/Secretary of State, State of New Jersey, indicating that, according to the unofficial returns of the Special Election held November 6, 2012, the Honorable Donald M. Payne, Jr. was elected Representative to Congress for the Tenth Congressional District, State of New Jersey.

With best wishes, I am

Sincerely,

KAREN L. HAAS,  
*Clerk.*

Enclosure.

STATE OF NEW JERSEY,  
DEPARTMENT OF STATE,  
Trenton, NJ, November 8, 2012.

Hon. KAREN L. HAAS,  
*Clerk, House of Representatives, The Capitol, Washington, DC.*

DEAR Ms. HAAS: This is to advise you that the unofficial results of the Special Election held on Tuesday, November 6, 2012, for Representative in Congress from the Tenth Congressional District of New Jersey, show that Donald M. Payne, Jr. received 141,714 of the total number of voters cast for that office.

It would appear from these unofficial results that Donald M. Payne, Jr. was elected as Representative in Congress from the Tenth Congressional District of New Jersey.

To the best of our knowledge and belief at this time, there is no contest to this election.

As soon as the official results are certified, to this office by the Essex, Hudson and Union County Clerks involved, an official Certificate of Election will be prepared for transmittal as required by law.

Sincerely,

KIMBERLY M. GUADAGNO,  
*Lieutenant Governor/  
Secretary of State.*

## SWEARING IN OF THE HONORABLE DONALD M. PAYNE, JR., OF NEW JERSEY, AS A MEMBER OF THE HOUSE

Mr. SMITH of New Jersey. Mr. Speaker, I ask unanimous consent that the gentleman from New Jersey, the Honorable DONALD M. PAYNE, Jr., be permitted to take the oath of office today.

His certificate of election has not arrived, but there is no contest and no question has been raised with regard to his election.

The SPEAKER. Is there objection to the request of the gentleman from New Jersey?

There was no objection.

The SPEAKER. Will Representative-elect PAYNE and the members of the New Jersey delegation present themselves in the well.

All Members will rise and the Representative-elect will please raise his right hand.

Mr. PAYNE appeared at the bar of the House and took the oath of office, as follows:

Do you solemnly swear that you will support and defend the Constitution of the United States against all enemies, foreign and domestic; that you will bear true faith and allegiance to the same; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties of the office on which you are about to enter, so help you God.

The SPEAKER. Congratulations, you are now a Member of the 112th Congress.

WELCOMING THE HONORABLE DONALD M. PAYNE, JR., TO THE HOUSE OF REPRESENTATIVES

The SPEAKER. Without objection, the gentleman from New Jersey (Mr. SMITH) is recognized for 1 minute.

There was no objection.

Mr. SMITH of New Jersey. Mr. Speaker, I just want to say how happy I am, and the New Jersey delegation, and what a privilege it is to welcome DON PAYNE to the U.S. House of Representatives, a Member from the 10th Congressional District.

DON is a former city councilman where he served in Newark as president of that council, a county freeholder. And of course he takes over after the very tragic passing of his dad, Don Payne, who all of us have worked with over the years. I personally, as chairman of the Africa Committee, Don before me, we worked side by side on issues related to Africa. Again, I will be very brief, but he takes over, of course, after the tragic passing of Don Payne, who all of us loved, admired and respected.

I sat next to Don for years on the Foreign Affairs Committee. He was the chairman of Africa, I chaired it and do so today; and we worked side by side on malaria and a whole host of other very important issues relevant to the health and well-being of the people of Africa, global health, and human rights. So, DON, you have very big shoes to fill. I'm sure you'll do it, and it is a great pleasure.

Members should know DON has been an activist on a number of issues, including Embracing Arms. He works very strongly on job creation in Newark, which has been very hard hit by the recession. So it's great to welcome you, DON. And, again, I look forward to serving with you in this Congress and the next.

I yield to my friend and colleague, FRANK PALLONE.

Mr. PALLONE. I want to thank my colleague for those remarks. And just very briefly, if I can say as a senior Member of the Democrats, DON, Jr. has excelled in his own right. As was mentioned, he's been a councilman in the city of Newark for a while. He has also been a county freeholder in Essex County, New Jersey. And I could go through the long list of accomplish-

ments that he's made himself for the city of Newark and the other towns that he now represents in the congressional district.

But I do have to say your father would be so proud. He's looking down today. And you must know, for all of you who loved his dad so much, that he is very much like his father in every respect in that he respects everyone. He has the sympathy—your father always talked about simpatico, the Italian sympathy, because he grew up in the Italian section of Newark, and that's something that's shared very much by DON as well. He will be someone that you will all learn to love the way you learned to love his father.

Congratulations.

Mr. SMITH of New Jersey. I yield to the gentleman from New Jersey.

□ 1740

Mr. PAYNE. Mr. Speaker, it is an honor and a privilege to be a Member of the U.S. House of Representatives and to represent the people of the 10th Congressional District of the State of New Jersey.

I'd like to take this opportunity to thank my wife, Beatrice, for being here, my three children, who did not come, my triplet children, who were the apple of my father's eye, Donald III, Jack, and Yvonne, for always supporting me and encouraging me. I could not have done this without you.

I also want to thank my uncle, the former assemblyman William Payne, who gave my father his undying love, guidance, and strong support his entire life. Without his encouragement, I would not be standing here today.

Our Nation faces many challenges, both at home and abroad, but the most immediate concern for all of us is to help New Jersey recover from the devastating effects of Hurricane Sandy. You have my word that I will continue to work every day to ensure that the 10th Congressional District of the State of New Jersey and the entire State receives all the Federal support we need until we reach full recovery.

Nearly 2 years ago, my father was sworn into his 11th and final term in Congress. I look forward to continuing to build on his legacy and serving the people of the 10th Congressional District of New Jersey, the Nation, and the world. And finally, I look forward to working with all of my colleagues on both sides of the aisle.

For those of you that knew my father, I'd just like to end, and it'll probably be the last time I mention it. As I went through the campaign and was successful in my candidacy, after the campaign I had time to reflect on what all of this meant to me, and I realized that there were many parallels in our lives, and I'll just end with this.

When my father was 8 years old, his mother died. My mother died when I was 4. He was first elected an Essex County freeholder. That was my first elected office. He then went on to the Newark Municipal Council in the city

of Newark. That was my next elected office.

He won his first time in Congress in the middle of his second term as a Newark municipal councilman. I'm in the middle of my second term as a Newark municipal councilman.

And when he was sworn into Congress he was 54 years old. When I'm sworn in for the 113th Congress I will be 54 years old. We will both be fortunate and privileged to serve in the 112th Congress, and we have both been privileged to serve with President Obama.

When his father died he was 77 years old, and he died on March 6. My father was 77 years old, and he died on March 6. So God has a plan for your life. And I think if I am half the man he was and the public servant, I'll consider myself a success.

Thank you very much.

Mr. SMITH of New Jersey. Mr. Speaker, I yield back the balance of my time.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. Under clause 5(d) of rule XX, the Chair announces to the House that, in light of the administration of the oath to the gentleman from New Jersey, the whole number of the House is 434.

PROVIDING FOR CONSIDERATION OF H.R. 6156, RUSSIA AND MOLDOVA JACKSON-VANIK REPEAL AND SERGEI MAGNITSKY RULE OF LAW ACCOUNTABILITY ACT OF 2012

The SPEAKER pro tempore (Mr. DOLD). Without objection, 5-minute voting will continue.

There was no objection.

The SPEAKER pro tempore. The question is on the resolution, H. Res. 808.

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

RECORDED VOTE

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

A recorded vote was ordered.

The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 253, noes 150, not voting 30, as follows:

[Roll No. 606]

AYES—253

Adams	Bishop (UT)	Campbell
Aderholt	Black	Canseco
Alexander	Blackburn	Cantor
Amash	Blumenauer	Capito
Amodei	Bonner	Carney
Austria	Bono Mack	Carter
Bachmann	Boustany	Cassidy
Bachus	Brady (TX)	Chabot
Barletta	Brooks	Chaffetz
Barton (TX)	Brown (GA)	Coble
Bass (NH)	Brown (FL)	Coffman (CO)
Benishek	Bucshon	Cole
Berg	Buerkle	Conaway
Berman	Burgess	Connolly (VA)
Biggert	Burton (IN)	Cooper
Bilbray	Calvert	Costa
Bilirakis	Camp	Cravaack