

NAYS—131

| | | |
|----------------|-----------------|------------------|
| Abercrombie | Hastings (FL) | Pallone |
| Ackerman | Holt | Pascarell |
| Andrews | Honda | Pastor |
| Baird | Hoyer | Payne |
| Baldwin | Inslee | Pelosi |
| Bean | Israel | Price (NC) |
| Becerra | Jackson (IL) | Ramstad |
| Berkley | Jackson-Lee | Rangel |
| Berman | (TX) | Reichert |
| Bishop (NY) | Johnson, E. B. | Rothman |
| Blumenauer | Jones (OH) | Roybal-Allard |
| Brady (PA) | Kennedy (RI) | Ruppersberger |
| Brown, Corrine | Kildee | Rush |
| Butterfield | Kilpatrick (MI) | Sabo |
| Capps | King (NY) | Sánchez, Linda |
| Capuano | Kirk | T. |
| Cardin | Kucinich | Sanchez, Loretta |
| Carnahan | Langevin | Schakowsky |
| Carson | Lantos | Schiff |
| Case | Larson (CT) | Schwartz (PA) |
| Clay | Lee | Serrano |
| Cleaver | Levin | Shays |
| Clyburn | Lipinski | Sherman |
| Conyers | Lofgren, Zoe | Slaughter |
| Crowley | Lowe | Smith (NJ) |
| Cummings | Lynch | Solis |
| Davis (CA) | Maloney | Stark |
| Delahunt | Markey | Tauscher |
| DeLauro | Matsui | Thompson (MS) |
| Dicks | McCarthy | Tierney |
| Doggett | McCollum (MN) | Towns |
| Doyle | McDermott | Udall (NM) |
| Emanuel | McGovern | Van Hollen |
| Engel | McKinney | Velázquez |
| Eshoo | McNulty | Visclosky |
| Farr | Meeks (NY) | Wasserman |
| Ferguson | Miller (NC) | Schultz |
| Filner | Miller, George | Waters |
| Fossella | Moore (KS) | Watson |
| Frank (MA) | Moore (WI) | Waxman |
| Gonzalez | Moran (VA) | Weiner |
| Green, Al | Nadler | Wexler |
| Grijalva | Napolitano | Woolsey |
| Gutierrez | Olver | Wynn |
| Harman | Owens | |

NOT VOTING—24

| | | |
|------------|------------|-------------|
| Beauprez | Fattah | Millender- |
| Bonner | Ford | McDonald |
| Brown (OH) | Green (WI) | Myrick |
| Castle | Hinojosa | Neal (MA) |
| Cuellar | Istook | Ney |
| Davis (FL) | Jefferson | Oxley |
| Davis (IL) | Lewis (GA) | Strickland |
| DeGette | Meehan | Weldon (PA) |
| Evans | | |

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1257

Mr. MEEK of Florida changed his vote from “nay” to “yea.”

So (two-thirds of those voting having responded 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

Stated for:

Mr. CUELLAR. Madam Speaker, on rollcall No. 476, had I been present, I would have voted “yea.”

Mr. BONNER. Mr. Speaker, on Tuesday, September 26, 2006, I was absent for a vote. Had I been present, I would have voted “yea” on rollcall No. 476.

PRIVATE PROPERTY RIGHTS IMPLEMENTATION ACT OF 2006

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 4772, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R. 4772, as amended, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 234, nays 172, not voting 26, as follows:

[Roll No. 477]

YEAS—234

| | | |
|-----------------|-----------------|---------------|
| Aderholt | Foxx | Musgrave |
| Akin | Franks (AZ) | Neugebauer |
| Alexander | Galleghy | Northrup |
| Baca | Garrett (NJ) | Norwood |
| Bachus | Gibbons | Nunes |
| Baker | Gillmor | Nussle |
| Barrett (SC) | Gingrey | Ortiz |
| Barrow | Gohmert | Osborne |
| Bartlett (MD) | Goode | Otter |
| Barton (TX) | Goodlatte | Paul |
| Bean | Gordon | Pearce |
| Berry | Granger | Pence |
| Bilbray | Graves | Peterson (MN) |
| Bilirakis | Green, Gene | Peterson (PA) |
| Bishop (GA) | Gutknecht | Petri |
| Bishop (UT) | Hall | Pickering |
| Blackburn | Harris | Pitts |
| Blunt | Hart | Poe |
| Boehner | Hastings (WA) | Pombo |
| Bonilla | Hayes | Pomeroy |
| Bonner | Hayworth | Porter |
| Bono | Hefley | Price (GA) |
| Boozman | Hensarling | Pryce (OH) |
| Boren | Herger | Putnam |
| Boswell | Hereth | Radanovich |
| Boustany | Hobson | Ramstad |
| Boyd | Hoekstra | Rehberg |
| Bradley (NH) | Holden | Renzi |
| Brady (TX) | Hostettler | Reyes |
| Brown (SC) | Hulshof | Reynolds |
| Brown-Waite, | Hunter | Rogers (AL) |
| Ginny | Hyde | Rogers (KY) |
| Burgess | Inglis (SC) | Rogers (MI) |
| Burton (IN) | Issa | Rohrabacher |
| Buyer | Jenkins | Ros-Lehtinen |
| Calvert | Jindal | Ross |
| Camp (MI) | Johnson (IL) | Royce |
| Campbell (CA) | Johnson, Sam | Ryan (WI) |
| Cannon | Jones (NC) | Ryun (KS) |
| Cantor | Kanjorski | Salazar |
| Capito | Keller | Schmidt |
| Cardoza | Kennedy (MN) | Scott (GA) |
| Carter | King (IA) | Sensenbrenner |
| Chabot | Kingston | Sessions |
| Chocola | Kline | Shadegg |
| Coble | Knollenberg | Shaw |
| Cole (OK) | Kolbe | Sherwood |
| Conaway | Kuhl (NY) | Shimkus |
| Costa | LaHood | Shuster |
| Cramer | Latham | Simmons |
| Crenshaw | LaTourette | Simpson |
| Cubin | Lewis (CA) | Skelton |
| Cuellar | Lewis (KY) | Smith (TX) |
| Culberson | Linder | Sodrel |
| Davis (AL) | Lucas | Souder |
| Davis (KY) | Lungren, Daniel | Stearns |
| Davis (TN) | E. | Sullivan |
| Davis, Jo Ann | Mack | Sweeney |
| Davis, Tom | Manzullo | Tancredo |
| Deal (GA) | Marchant | Tanner |
| Dent | Marshall | Taylor (MS) |
| Diaz-Balart, L. | Matheson | Taylor (NC) |
| Diaz-Balart, M. | McCaul (TX) | Terry |
| Doolittle | McCotter | Thornberry |
| Drake | McCrery | Tiahrt |
| Dreier | McHenry | Tiberi |
| Duncan | McHugh | Turner |
| Edwards | McIntyre | Upton |
| Emerson | McKeon | Walden (OR) |
| English (PA) | McMorris | Wamp |
| Etheridge | Rodgers | Weldon (FL) |
| Everett | Melancon | Weller |
| Feeney | Mica | Westmoreland |
| Filner | Miller (FL) | Whitfield |
| Flake | Miller (MI) | Wicker |
| Foley | Miller, Gary | Wilson (NM) |
| Forbes | Moran (KS) | Wilson (SC) |
| Fortenberry | Murphy | Young (AK) |
| Fossella | Murtha | Young (FL) |

NAYS—172

| | | |
|------------------|-----------------|------------------|
| Abercrombie | Honda | Payne |
| Ackerman | Hooley | Pelosi |
| Allen | Hoyer | Platts |
| Andrews | Inslee | Price (NC) |
| Baird | Israel | Rahall |
| Baldwin | Jackson (IL) | Rangel |
| Bass | Jackson-Lee | Regula |
| Becerra | (TX) | Reichert |
| Berkley | Johnson (CT) | Rothman |
| Berman | Johnson, E. B. | Roybal-Allard |
| Biggart | Jones (OH) | Ruppersberger |
| Bishop (NY) | Kaptur | Rush |
| Blumenauer | Kelly | Ryan (OH) |
| Boehlert | Kennedy (RI) | Sabo |
| Boucher | Kildee | Sánchez, Linda |
| Brady (PA) | Kilpatrick (MI) | T. |
| Brown, Corrine | Kind | Sanchez, Loretta |
| Butterfield | King (NY) | Sanders |
| Capps | Kirk | Saxton |
| Capuano | Kucinich | Schakowsky |
| Cardin | Langevin | Schiff |
| Carnahan | Lantos | Schwartz (PA) |
| Carson | Larsen (WA) | Schwarz (MI) |
| Case | Larson (CT) | Scott (VA) |
| Chandler | Leach | Serrano |
| Clay | Lee | Sherman |
| Clyburn | Levin | Slaughter |
| Conyers | Lipinski | Smith (NJ) |
| Cooper | LoBiondo | Smith (WA) |
| Costello | Lofgren, Zoe | Snyder |
| Crowley | Lowe | Solis |
| Cummings | Lynch | Spratt |
| Davis (CA) | Maloney | Stark |
| DeFazio | Markey | Stupak |
| Delahunt | Matsui | Tauscher |
| DeLauro | McCarthy | Thompson (CA) |
| Dingell | McCollum (MN) | Thompson (MS) |
| Doggett | McDermott | Tierney |
| Doyle | McGovern | Towns |
| Ehlers | McKinney | Udall (CO) |
| Emanuel | McNulty | Udall (NM) |
| Engel | Meek (FL) | Van Hollen |
| Eshoo | Meeks (NY) | Velázquez |
| Farr | Michaud | Visclosky |
| Ferguson | Miller (NC) | Walsh |
| Fitzpatrick (PA) | Miller, George | Wasserman |
| Frank (MA) | Mollohan | Schultz |
| Frelinghuysen | Moore (KS) | Waters |
| Gerlach | Moore (WI) | Watson |
| Gilchrest | Moran (VA) | Watt |
| Gonzalez | Nadler | Waxman |
| Green, Al | Napolitano | Weiner |
| Grijalva | Oberstar | Wexler |
| Gutierrez | Obey | Wolf |
| Harman | Olver | Woolsey |
| Hastings (FL) | Owens | Wu |
| Higgins | Pallone | Wynn |
| Hinchev | Pascarell | |
| Holt | Pastor | |

NOT VOTING—26

| | | |
|------------|------------|-------------|
| Beauprez | Fattah | Millender- |
| Brown (OH) | Ford | McDonald |
| Castle | Green (WI) | Myrick |
| Cleaver | Hinojosa | Neal (MA) |
| Davis (FL) | Istook | Ney |
| Davis (IL) | Jefferson | Oxley |
| DeGette | Lewis (GA) | Shays |
| Dicks | Meehan | Strickland |
| Evans | | Thomas |
| | | Weldon (PA) |

□ 1306

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

So (two-thirds of those voting having not responded in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

Stated against:

Mr. SHAYS. Madam Speaker, on rollcall No. 477, I would have voted “no,” like I did in the 106th Congress, but I was unavoidably detained.

PERSONAL EXPLANATION

Mrs. MYRICK. Mr. Speaker, I was unable to participate in the following votes. If I had been present, I would have voted as follows:

Rollcall vote No. 474, on agreeing to the resolution H. Res. 1038—Providing for consid-

eration of the bill 2679, to amend the Revised Statutes of the United States to eliminate the chilling effect on the constitutionally protected expression of religion by State and local officials that results from the threat that potential litigants may seek damages and attorney's fees, I would have voted "aye."

Rollcall vote No. 475, on agreeing to the resolution H. Res. 1039—Providing for consideration of the bill S. 403, to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions, I would have voted "aye."

Rollcall vote No. 476, on Motion to suspend the rules and pass H.R. 5092—The Bureau of Alcohol, Tobacco, firearms, and Explosives (BATFE) Modernization and Reform Act of 2006, I would have voted "aye."

Rollcall vote No. 477, on Motion to suspend the rules and pass H.R. 4772—The Private Property Rights Implementation Act of 2006, I would have voted "aye."

PRIVILEGED MOTION TO RESOLVE THE HOUSE INTO SECRET SESSION

Ms. PELOSI. Madam Speaker, pursuant to clause 9 of rule XVII, I offer a privileged motion calling for a secret session on the reported intelligence assessment that the war in Iraq is hindering our global efforts against terrorism.

The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Pursuant to clause 9 of rule XVII of the rules of the House of Representatives, Ms. PELOSI moves that the House be cleared of all persons except the Members, Delegates, Resident Commissioner, and officers of the House to consider communications which she believes should be kept secret for the present.

The SPEAKER pro tempore. The question is on the nondebatable motion offered by the gentlewoman from California (Ms. PELOSI).

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

Ms. PELOSI. Madam Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 171, nays 217, not voting 44, as follows:

[Roll No. 478]

YEAS—171

| | | |
|-------------|----------------|------------|
| Ackerman | Boswell | Clyburn |
| Allen | Boucher | Conyers |
| Andrews | Boyd | Cooper |
| Baca | Brady (PA) | Costello |
| Baird | Brown, Corrine | Cramer |
| Baldwin | Butterfield | Cuellar |
| Bean | Capps | Cummings |
| Becerra | Capuano | Davis (AL) |
| Berkley | Cardin | Davis (CA) |
| Berry | Cardoza | Davis (TN) |
| Bishop (GA) | Carnahan | DeFazio |
| Bishop (NY) | Carson | Delahunt |
| Blumenauer | Chandler | DeLauro |
| Boren | Clay | Dicks |

| | | |
|-----------------|----------------|------------------|
| Dingell | Levin | Ryan (OH) |
| Doggett | Lipinski | Sabo |
| Doyle | Loftgren, Zoe | Salazar |
| Edwards | Lowey | Sánchez, Linda |
| Emanuel | Lynch | T. |
| Engel | Maloney | Sanchez, Loretta |
| Eshoo | Markey | Sanders |
| Etheridge | Matheson | Schakowsky |
| Farr | Matsui | Schiff |
| Filner | McCarthy | Schwartz (PA) |
| Frank (MA) | McDermott | Scott (GA) |
| Gordon | McGovern | Scott (VA) |
| Green, Al | McIntyre | Serrano |
| Green, Gene | McNulty | Shays |
| Grijalva | Meek (FL) | Sherman |
| Gutierrez | Meeke (NY) | Skelton |
| Harman | Michaud | Slaughter |
| Hastings (FL) | Miller (NC) | Smith (WA) |
| Herseeth | Miller, George | Snyder |
| Higgins | Mollohan | Solis |
| Hinchey | Moore (WI) | Spratt |
| Holden | Murtha | Stupak |
| Holt | Nadler | Tanner |
| Honda | Napolitano | Tauscher |
| Hoyer | Oberstar | Taylor (MS) |
| Inslee | Obey | Thompson (CA) |
| Israel | Oliver | Thompson (MS) |
| Jackson (IL) | Ortiz | Tierney |
| Jackson-Lee | Owens | Towns |
| (TX) | Pallone | Udall (CO) |
| Johnson, E. B. | Pascrell | Udall (NM) |
| Jones (OH) | Pastor | Van Hollen |
| Kanjorski | Payne | Velázquez |
| Kaptur | Pelosi | Viscosky |
| Kennedy (RI) | Peterson (MN) | Wasserman |
| Kildee | Pomeroy | Schultz |
| Kilpatrick (MI) | Price (NC) | Waters |
| Kind | Rahall | Watson |
| Kucinich | Reyes | Watt |
| Langevin | Ross | Waxman |
| Lantos | Rothman | Weiner |
| Larsen (WA) | Roybal-Allard | Wexler |
| Larson (CT) | Ruppersberger | Woolsey |
| Lee | Rush | Wynn |

NAYS—217

| | | |
|-----------------|------------------|-----------------|
| Akin | Dreier | Kennedy (MN) |
| Alexander | Duncan | King (IA) |
| Bachus | Ehlers | King (NY) |
| Baker | Emerson | Kingston |
| Barrett (SC) | English (PA) | Kirk |
| Barrow | Everett | Kline |
| Bartlett (MD) | Feeney | Knollenberg |
| Barton (TX) | Ferguson | Kolbe |
| Bass | Fitzpatrick (PA) | Kuhl (NY) |
| Biggert | Flake | LaHood |
| Bilbray | Foley | Latham |
| Bilirakis | Forbes | LaTourette |
| Bishop (UT) | Possella | Leach |
| Blackburn | Fox | Lewis (CA) |
| Blunt | Franks (AZ) | Lewis (KY) |
| Boehert | Frelinghuysen | LoBiondo |
| Boehner | Gallely | Lucas |
| Bonilla | Garrett (NJ) | Lungren, Daniel |
| Bonner | Gerlach | E. |
| Bono | Gibbons | Mack |
| Boozman | Gilchrest | Manzullo |
| Boustany | Gillmor | Marchant |
| Bradley (NH) | Gingrey | Marshall |
| Brown (SC) | Gohmert | McCaul (TX) |
| Brown-Waite, | Goode | McCotter |
| Ginny | Goodlatte | McCrery |
| Burgess | Granger | McHenry |
| Burton (IN) | Graves | McHugh |
| Buyer | Gutknecht | McKeon |
| Calvert | Hall | McMorris |
| Camp (MI) | Hart | Rodgers |
| Campbell (CA) | Hastings (WA) | Mica |
| Cannon | Hayes | Miller (FL) |
| Cantor | Hayworth | Miller (MI) |
| Capito | Hefley | Miller, Gary |
| Carter | Hensarling | Moran (KS) |
| Chabot | Herger | Murphy |
| Chocola | Hobson | Musgrave |
| Coble | Hoekstra | Myrick |
| Cole (OK) | Hostettler | Neugebauer |
| Conaway | Hulshof | Northup |
| Crenshaw | Hunter | Norwood |
| Cubin | Hyde | Nunes |
| Culberson | Inglis (SC) | Nussle |
| Davis (KY) | Issa | Osborne |
| Davis, Jo Ann | Jenkins | Otter |
| Davis, Tom | Jindal | Paul |
| Deal (GA) | Johnson (CT) | Pearce |
| Dent | Johnson (IL) | Pence |
| Diaz-Balart, L. | Johnson, Sam | Peterson (PA) |
| Diaz-Balart, M. | Jones (NC) | Petri |
| Doolittle | Keller | Pickering |
| Drake | Kelly | Pitts |

| | | |
|--------------|---------------|--------------|
| Platts | Ryun (KS) | Taylor (NC) |
| Poe | Saxton | Terry |
| Pombo | Schmidt | Thornberry |
| Porter | Schwarz (MI) | Tiahrt |
| Price (GA) | Sensenbrenner | Tiberi |
| Pryce (OH) | Sessions | Turner |
| Putnam | Shadegg | Upton |
| Radanovich | Shaw | Walden (OR) |
| Ramstad | Sherwood | Walsh |
| Regula | Shimkus | Wamp |
| Rehberg | Shuster | Weldon (FL) |
| Reichert | Simmons | Weller |
| Renzi | Simpson | Westmoreland |
| Reynolds | Smith (NJ) | Whitfield |
| Rogers (AL) | Smith (TX) | Wicker |
| Rogers (KY) | Sodrel | Wilson (NM) |
| Rogers (MI) | Souder | Wilson (SC) |
| Rohrabacher | Stearns | Wolf |
| Ros-Lehtinen | Sullivan | Young (FL) |
| Royce | Sweeney | |
| Ryan (WI) | Tancredo | |

NOT VOTING—44

| | | |
|-------------|---------------|--------------------|
| Abercrombie | Fattah | Melancon |
| Aderholt | Ford | Millender-McDonald |
| Beauprez | Fortenberry | Moore (KS) |
| Berman | Gonzalez | Moran (VA) |
| Brady (TX) | Green (WI) | Neal (MA) |
| Brown (OH) | Harris | Ney |
| Case | Hinojosa | Oxley |
| Castle | Hooley | Rangel |
| Cleaver | Istook | Stark |
| Costa | Jefferson | Strickland |
| Crowley | Lewis (GA) | Thomas |
| Davis (FL) | Linder | Weldon (PA) |
| Davis (IL) | McCollum (MN) | Wu |
| DeGette | McKinney | Young (AK) |
| Evans | Meehan | |

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1335

Mrs. JOHNSON of Connecticut, Messrs. PEARCE, McHENRY, PETRI, FRELINGHUYSEN, and MARSHALL changed their vote from "yea" to "nay."

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

So the motion was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated against:

Mr. FORTENBERRY. Madam Speaker, on Tuesday, September 26, 2006, I was unavoidably detained and thus I missed rollcall vote No. 478. Had I been present, I would have voted "nay."

PERSONAL EXPLANATION

Mr. WELDON of Pennsylvania. Madam Speaker, I was unable to record my votes during the last series of votes.

On rollcall vote No. 474, had I been present, I would have voted "yea."

On rollcall vote No. 475, had I been present, I would have voted "yea."

On rollcall vote No. 476, had I been present, I would have voted "yea."

On rollcall vote No. 477, had I been present, I would have voted "nay."

On rollcall vote No. 478, had I been present, I would have voted "nay."

PERSONAL EXPLANATION

Mr. GREEN of Wisconsin. Madam Speaker, I was absent from Washington on Tuesday, September 26, 2006. As a result, I was not recorded for rollcall vote Nos. 474, 475, 476, 477 and 478. Had I been present, I would