

serve our Nation in the Armed Forces, and provide some additional opportunities for small business owners looking to expand.

I want to again commend my colleague from New York (Ms. VELÁZQUEZ) for her leadership in bringing this promising and long overdue legislation to the floor.

I think this is a fair rule. Everybody who wanted to offer a germane amendment to this bill could have done so. All the germane amendments are made in order. That is somewhat of a departure from the previous Congress, where we were routinely handed closed rules. So I would urge a "yes" vote on the previous question and on the rule.

The material previously referred to by Mr. HASTINGS of Washington is as follows:

(The information contained herein was provided by Democratic Minority on multiple occasions throughout the 109th Congress.)

**THE VOTE ON THE PREVIOUS QUESTION: WHAT IT REALLY MEANS**

This vote, the vote on whether to order the previous question on a special rule, is not merely a procedural vote. A vote against ordering the previous question is a vote against the Democratic majority agenda and a vote to allow the opposition, at least for the moment, to offer an alternative plan. It is a vote about what the House should be debating.

Mr. Clarence Cannon's Precedents of the House of Representatives, (VI, 308-311) describes the vote on the previous question on the rule as "a motion to direct or control the consideration of the subject before the House being made by the Member in charge." To defeat the previous question is to give the opposition a chance to decide the subject before the House. Cannon cites the Speaker's ruling of January 13, 1920, to the effect that "the refusal of the House to sustain the demand for the previous question passes the control of the resolution to the opposition" in order to offer an amendment. On March 15, 1909, a member of the majority party offered a rule resolution. The House defeated the previous question and a member of the opposition rose to a parliamentary inquiry, asking who was entitled to recognition. Speaker Joseph G. Cannon (R-Illinois) said: "The previous question having been refused, the gentleman from New York, Mr. Fitzgerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition."

Because the vote today may look bad for the Democratic majority they will say "the vote on the previous question is simply a vote on whether to proceed to an immediate vote on adopting the resolution . . . [and] has no substantive legislative or policy implications whatsoever." But that is not what they have always said. Listen to the definition of the previous question used in the Floor Procedures Manual published by the Rules Committee in the 109th Congress, (page 56). Here's how the Rules Committee described the rule using information from Congressional Quarterly's "American Congressional Dictionary": "If the previous question is defeated, control of debate shifts to the leading opposition member (usually the minority Floor Manager) who then manages an hour of debate and may offer a germane amendment to the pending business."

Deschler's Procedure in the U.S. House of Representatives, the subchapter titled "Amending Special Rules" states: "a refusal to order the previous question on such a rule

[a special rule reported from the Committee on Rules] opens the resolution to amendment and further debate." (Chapter 21, section 21.2) Section 21.3 continues: Upon rejection of the motion for the previous question on a resolution reported from the Committee on Rules, control shifts to the Member leading the opposition to the previous question, who may offer a proper amendment or motion and who controls the time for debate thereon."

Clearly, the vote on the previous question on a rule does have substantive policy implications. It is one of the only available tools for those who oppose the Democratic majority's agenda and allows those with alternative views the opportunity to offer an alternative plan.

**AMENDMENT TO H. RES. 330 OFFERED BY REP. HASTINGS OF WASHINGTON**

At the end of the resolution, add the following:

Sec. 3. Notwithstanding any other provision of this resolution, the amendment printed in section 4 shall be in order as though printed as the last amendment in the report of the Committee on Rules if offered by Representative Buyer of Indiana or a designee.

That amendment shall be debatable for 30 minutes equally divided and controlled by the proponent and an opponent.

Sec. 4. The amendment referred to in section 3 is as follows:

Add at the end of the bill the following:

**TITLE III—8(a) PROGRAM**

**SEC. 301. AUTHORITY TO AWARD CONTRACTS UNDER 8(a) PROGRAM TO SMALL BUSINESS CONCERNS OWNED AND CONTROLLED BY SERVICE-DISABLED VETERANS.**

Section 8 of the Small Business Act (15 U.S.C. 637) is amended by adding at the end the following new subsection:

"(o) SMALL BUSINESS CONCERNS OWNED AND CONTROLLED BY SERVICE-DISABLED VETERANS.—

"(1) AWARD OF CONTRACTS.—The Administrator may award a contract under subsection (a) to a small business concern owned and controlled by service-disabled veterans on the same basis as a contract awarded under that subsection to a socially and economically disadvantaged small business concern.

"(2) ANNUAL CERTIFICATION REQUIRED.—The Administrator shall require each small business concern owned and controlled by service-disabled veterans that is a Program Participant under section 7(j)(15) or that is awarded a contract under subsection (a) to certify, on an annual basis, that such concern is a small business concern owned and controlled by service-disabled veterans within the meaning of section 3(q).

"(3) DISADVANTAGED OWNER.—For purposes of this section, in the case of a small business concern owned and controlled by service-disabled veterans, the term 'disadvantaged owner' means an owner who is a service-disabled veteran."

Mr. MCGOVERN. Madam Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

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

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

Mr. HASTINGS of Washington. Madam 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 until approximately 3:30 p.m.

Accordingly (at 2 o'clock and 56 minutes p.m.), the House stood in recess until approximately 3:30 p.m.

□ 1545

**AFTER RECESS**

The recess having expired, the House was called to order by the Speaker pro tempore (Ms. DEGETTE) at 3 o'clock and 45 minutes p.m.

**GENERAL LEAVE**

Mr. WALZ of Minnesota. Madam Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on House Concurrent Resolution 121.

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

There was no objection.

**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:

Ordering the previous question on House Resolution 330, by the yeas and nays;

Adopting House Resolution 330, if ordered;

Suspending the rules on H. Con. Res. 7, by the yeas and nays;

Suspending the rules on H.R. 1678, by the yeas and nays;

Suspending the rules on H.R. 493, by the yeas and nays.

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

**PROVIDING FOR CONSIDERATION OF H.R. 1332, SMALL BUSINESS LENDING IMPROVEMENTS ACT OF 2007**

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on House Resolution 330, 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.

The vote was taken by electronic device, and there were—yeas 226, nays 196, not voting 10, as follows:

[Roll No. 258]

YEAS—226

Abercrombie	Green, Gene	Nadler
Ackerman	Grijalva	Napolitano
Allen	Gutierrez	Neal (MA)
Altmire	Hall (NY)	Oberstar
Andrews	Hare	Obey
Arcuri	Harman	Oliver
Baca	Hastings (FL)	Ortiz
Baird	Herseth Sandlin	Pallone
Baldwin	Higgins	Pascarell
Bean	Hill	Pastor
Becerra	Hinchev	Payne
Berkley	Hinojosa	Perlmutter
Berman	Hirono	Peterson (MN)
Berry	Hodes	Pomeroy
Bishop (GA)	Holden	Price (NC)
Bishop (NY)	Holt	Rahall
Blumenauer	Honda	Rangel
Boren	Hooley	Reyes
Boswell	Hoyer	Rodriguez
Boucher	Inslie	Ross
Boyd (FL)	Israel	Rothman
Boyd (KS)	Jackson (IL)	Roybal-Allard
Brady (PA)	Jackson-Lee	Ruppersberger
Braley (IA)	(TX)	Rush
Brown, Corrine	Jefferson	Ryan (OH)
Butterfield	Johnson (GA)	Salazar
Capps	Johnson, E. B.	Sánchez, Linda
Capuano	Jones (OH)	T.
Cardoza	Kagen	Sanchez, Loretta
Carnahan	Kanjorski	Sarbanes
Carney	Kaptur	Schakowsky
Carson	Kennedy	Schiff
Castor	Kildee	Schwartz
Chandler	Kilpatrick	Scott (GA)
Clarke	Kind	Scott (VA)
Clay	Klein (FL)	Sestak
Cleaver	Kucinich	Shea-Porter
Clyburn	Langevin	Sherman
Cohen	Lantos	Shuler
Conyers	Larsen (WA)	Sires
Cooper	Larson (CT)	Skelton
Costa	Lee	Slaughter
Costello	Levin	Smith (WA)
Courtney	Lewis (GA)	Snyder
Cramer	Lipinski	Solis
Crowley	Loeb sack	Space
Cuellar	Lofgren, Zoe	Spratt
Cummings	Lowey	Stark
Davis (AL)	Lynch	Stupak
Davis (CA)	Mahoney (FL)	Sutton
Davis (IL)	Maloney (NY)	Tanner
Davis, Lincoln	Markey	Tauscher
DeFazio	Marshall	Taylor
DeGette	Matheson	Thompson (CA)
Delahunt	Matsui	Thompson (MS)
DeLauro	McCarthy (NY)	Tierney
Dicks	McCollum (MN)	Towns
Dingell	McDermott	Udall (CO)
Doggett	McGovern	Udall (NM)
Donnelly	McIntyre	Udall (NM)
Doyle	McNerney	Van Hollen
Edwards	McNulty	Visclosky
Ellison	Meehan	Walz (MN)
Ellsworth	Meek (FL)	Wasserman
Emanuel	Meeks (NY)	Schultz
Engel	Melancon	Waters
Eshoo	Michaud	Watson
Etheridge	Miller (NC)	Watt
Farr	Miller, George	Weiner
Fattah	Mitchell	Welch (VT)
Filner	Mollohan	Wexler
Frank (MA)	Moore (KS)	Wilson (OH)
Giffords	Moore (WI)	Woolsey
Gillibrand	Moran (VA)	Woolsey
Gonzalez	Murphy (CT)	Wu
Gordon	Murphy, Patrick	Wynn
Green, Al	Murtha	Yarmuth

NAYS—196

Aderholt	Bishop (UT)	Burton (IN)
Akin	Blackburn	Buyer
Alexander	Blunt	Calvert
Bachmann	Bonner	Camp (MI)
Bachus	Bono	Campbell (CA)
Baker	Boozman	Cannon
Barrett (SC)	Boustany	Cantor
Barrow	Brady (TX)	Capito
Bartlett (MD)	Brown (SC)	Carter
Barton (TX)	Brown-Waite,	Castle
Biggert	Ginny	Chabot
Bilbray	Buchanan	Coble
Bilirakis	Burgess	Cole (OK)

Conaway	Jones (NC)	Putnam
Crenshaw	Jordan	Radanovich
Culberson	Keller	Ramstad
Davis (KY)	King (NY)	Regula
Davis, David	Kingston	Rehberg
Davis, Tom	Kirk	Reichert
Deal (GA)	Kline (MN)	Renzi
Dent	Knollenberg	Reynolds
Diaz-Balart, L.	Kuhl (NY)	Rogers (AL)
Diaz-Balart, M.	LaHood	Rogers (KY)
Doolittle	Lamborn	Rogers (MI)
Drake	Latham	Rohrabacher
Dreier	LaTourette	Ros-Lehtinen
Duncan	Lewis (CA)	Roskam
Ehlers	Lewis (KY)	Royce
Emerson	Linder	Ryan (WI)
English (PA)	LoBiondo	Sali
Everett	Lucas	Saxton
Fallin	Lungren, Daniel	Schmidt
Feeney	E.	Sensenbrenner
Ferguson	Mack	Sessions
Flake	Manzullo	Shadegg
Forbes	Marchant	Shays
Fortenberry	McCarthy (CA)	Shimkus
Fossella	McCaul (TX)	Shuster
Fox	McCotter	Simpson
Franks (AZ)	McCoy	Smith (NE)
Frelinghuysen	McHenry	Smith (NJ)
Gallely	McHugh	Smith (TX)
Garrett (NJ)	McKeon	Souder
Gerlach	McMorris	Stearns
Gilchrest	Rodgers	Sullivan
Gillmor	Mica	Tancredo
Gingrey	Miller (FL)	Terry
Gohmert	Miller (MI)	Thornberry
Goode	Miller, Gary	Tiaht
Goodlatte	Moran (KS)	Tiberi
Granger	Murphy, Tim	Turner
Graves	Musgrave	Upton
Hall (TX)	Myrick	Walberg
Hastert	Neugebauer	Walden (OR)
Hastings (WA)	Nunes	Walsh (NY)
Hayes	Paul	Wamp
Heller	Pearce	Weldon (FL)
Hensarling	Pence	Weller
Herger	Peterson (PA)	Whitfield
Hobson	Petri	Wicker
Hoekstra	Pickering	Wilson (NM)
Hulshof	Pitts	Wilson (SC)
Inglis (SC)	Platts	Wolf
Issa	Poe	Young (AK)
Jindal	Porter	Young (FL)
Johnson (IL)	Price (GA)	
Johnson, Sam	Pryce (OH)	

NOT VOTING—10

Boehner	King (IA)	Waxman
Cubin	Lampson	Westmoreland
Davis, Jo Ann	Serrano	
Hunter	Velázquez	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1610

Mr. WALSH of New York and Mrs. BIGGERT changed their vote from “yea” to “nay.”

Ms. WASSERMAN SCHULTZ changed her vote from “nay” to “yea.”

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 resolution was agreed to. A motion to reconsider was laid on the table.

CALLING ON THE LEAGUE OF ARAB STATES TO ACKNOWLEDGE THE GENOCIDE IN DARFUR

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the concurrent resolution, H. Con. Res. 7, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from New York (Mr. ACKERMAN) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 7, as amended.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 425, nays 1, not voting 6, as follows:

[Roll No. 259]

YEAS—425

Abercrombie	Costello	Hayes
Ackerman	Courtney	Heller
Aderholt	Cramer	Hensarling
Akin	Crenshaw	Herger
Alexander	Crowley	Herseth Sandlin
Allen	Cuellar	Higgins
Altmire	Culberson	Hill
Andrews	Cummings	Hinchev
Arcuri	Davis (AL)	Hinojosa
Baca	Davis (CA)	Hirono
Bachmann	Davis (IL)	Hobson
Bachus	Davis (KY)	Hodes
Baird	Davis, David	Hoekstra
Baker	Davis, Lincoln	Holden
Baldwin	Davis, Tom	Holt
Barrett (SC)	Deal (GA)	Honda
Barrow	DeFazio	Hooley
Bartlett (MD)	DeGette	Hoyer
Barton (TX)	Delahunt	Hulshof
Bean	DeLauro	Hunter
Becerra	Dent	Inglis (SC)
Berkley	Diaz-Balart, L.	Inslie
Berman	Diaz-Balart, M.	Israel
Berry	Dicks	Issa
Biggert	Dingell	Jackson (IL)
Bilbray	Doggett	Jackson-Lee
Bilirakis	Donnelly	(TX)
Bishop (GA)	Doolittle	Jefferson
Bishop (NY)	Doyle	Jindal
Bishop (UT)	Drake	Johnson (GA)
Blackburn	Dreier	Johnson (IL)
Blumenauer	Duncan	Johnson, E. B.
Blunt	Edwards	Johnson, Sam
Boehner	Ehlers	Jones (NC)
Bonner	Ellison	Jones (OH)
Bono	Ellsworth	Jordan
Boozman	Emanuel	Kagen
Boren	Emerson	Kanjorski
Boswell	Engel	Kaptur
Boucher	English (PA)	Keller
Boustany	Eshoo	Kennedy
Boyd (FL)	Etheridge	Kildee
Boyd (KS)	Everett	Kilpatrick
Brady (PA)	Fallin	Kind
Brady (TX)	Farr	King (IA)
Braley (IA)	Fattah	King (NY)
Brown (SC)	Feeney	Kingston
Brown, Corrine	Ferguson	Kirk
Brown-Waite,	Filner	Klein (FL)
Ginny	Flake	Kline (MN)
Buchanan	Forbes	Knollenberg
Burgess	Fortenberry	Kucinich
Burton (IN)	Fossella	Kuhl (NY)
Butterfield	Fox	LaHood
Buyer	Frank (MA)	Lamborn
Calvert	Franks (AZ)	Langevin
Camp (MI)	Frelinghuysen	Lantos
Campbell (CA)	Gallely	Larsen (WA)
Cannon	Garrett (NJ)	Larson (CT)
Cantor	Gerlach	Latham
Capito	Giffords	LaTourette
Capps	Gilchrest	Lee
Capuano	Gillibrand	Levin
Cardoza	Gillmor	Lewis (CA)
Carnahan	Gingrey	Lewis (GA)
Carney	Gohmert	Lewis (KY)
Carson	Gonzalez	Linder
Carter	Goode	Lipinski
Castle	Goodlatte	LoBiondo
Castor	Gordon	Loeb sack
Chabot	Granger	Lofgren, Zoe
Chandler	Graves	Lowey
Clarke	Green, Al	Lucas
Clay	Green, Gene	Lungren, Daniel
Cleaver	Grijalva	E.
Clyburn	Gutierrez	Lynch
Coble	Hall (NY)	Mack
Cohen	Hall (TX)	Mahoney (FL)
Cole (OK)	Hare	Maloney (NY)
Conaway	Harman	Manzullo
Conyers	Hastert	Marchant
Cooper	Hastings (FL)	Markey
Costa	Hastings (WA)	Marshall