

2003, the sanctuary was completely renovated and office complex expanded.

Spiritually, Pastor Thomas was saved and received much of his spiritual development in the Church of God in Christ. He was called to the ministry at the age of 14 and began pastoring at the age of 18 in Knoxville, Tennessee. He graduated cum laude from Crichton College in Memphis with a bachelor of science degree in Biblical studies and is currently a candidate for the master of divinity degree. He has also attended and received degrees from Harvard University and Yale University, where he had completed the first Graduate School of Theological Studies' special intensive course at Harvard Divinity School in Cambridge and the Yale School of Divinity in September 2006.

He's very active in our community in Memphis, Tennessee. He is married to Minister Antonia R. Thomas, who serves alongside him in the ministry. And even possibly as important or more important than this congregation, he has two children. One is Private First Class Reginald Cleveland, who is an officer and security person for this Chamber, from Memphis, Tennessee, who is here today; and he has a daughter in middle school.

I appreciate Pastor Thomas serving the United States House of Representatives as our pastor this morning.

#### CALENDAR WEDNESDAY

The SPEAKER pro tempore (Mr. KIND). Today is the day of Calendar Wednesday. The Clerk will call the roll of committees.

The Clerk called the committees.

#### PARLIAMENTARY INQUIRY

Mr. SESSIONS (during the call). I have a point of parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman from Texas may state his inquiry.

Mr. SESSIONS. I understand that the procedure that the Chair just went through is known as Calendar Wednesday. Is it correct that any bill reported by a committee and placed on the Union or House Calendar could have been called up by the chairman as the committee name was read?

The SPEAKER pro tempore. Calendar Wednesday business may be called up only on formal authorization by the reporting committee.

Mr. SESSIONS. A further point of parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. SESSIONS. On February 12, a bipartisan majority in the Senate passed S. 2248, a responsible bill to provide long-term authority for our intelligence community to help detect and prevent acts of terrorism. For a month now, it has been sitting at the desk in the House awaiting action. Would it have been in order for the chairman of the House Permanent Select Committee on Intelligence or the chairman of the Judiciary Committee or their designee to call up S. 2248 at this time?

The SPEAKER pro tempore. No.

Mr. SESSIONS. Further point of parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. SESSIONS. H.R. 5440, the House counterpart to this bipartisan Senate legislation, was introduced by Congressman FOSSELLA on February 14. Would it be possible for Mr. HOEKSTRA, the ranking member of the Permanent Select Committee on Intelligence, to call up this bill under his committee's jurisdiction or for any of the 21 members of the Democrat majority who signed a letter to Speaker PELOSI on January 28 asking her to move this legislation to "ensure a strong national security apparatus that can thwart terrorist attacks across the globe and to save American lives here in this country," for them to call up this bill?

The SPEAKER pro tempore. A committee member other than the chairman must have specific authorization of the committee to call up a bill on Calendar Wednesday.

Mr. SESSIONS. Further point of inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. SESSIONS. Is it in order for any member of the minority to call up a long-term FISA modernization bill that would strengthen the Nation's intelligence capacities while protecting the civil liberties of Americans during the call of the committees?

The SPEAKER pro tempore. Again, a committee member other than the chairman must have specific authorization of the committee to call up a bill on Calendar Wednesday.

Mr. SESSIONS. I thank the gentleman for letting us know that it's up to the chairman or the Speaker.

The SPEAKER pro tempore. The Clerk will continue.

The Clerk called the committees.

□ 1015

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. TIERNEY). The Chair will entertain up to 15 further requests for 1-minute speeches on each side of the aisle.

#### MOTION TO ADJOURN

Mr. DREIER. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn.

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

Mr. DREIER. Mr. 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 5, nays 375, not voting 49, as follows:

[Roll No. 124]

YEAS—5

Davis, Lincoln	Johnson (IL)	Miller, George
Honda	Kingston	

NAYS—375

Abercrombie	Dingell	Kucinich
Ackerman	Doggett	Kuhl (NY)
Aderholt	Donnelly	LaHood
Akin	Doyle	Lamborn
Alexander	Drake	Lampson
Allen	Dreier	Langevin
Altmire	Duncan	Larsen (WA)
Andrews	Edwards	Larson (CT)
Arcuri	Ehlers	Latham
Baca	Ellison	LaTourette
Bachmann	Ellsworth	Latta
Baldwin	Emanuel	Lee
Barrett (SC)	Emerson	Levin
Barrow	Engel	Lewis (CA)
Bartlett (MD)	English (PA)	Lewis (GA)
Barton (TX)	Eshoo	Lewis (KY)
Bean	Etheridge	Linder
Becerra	Everett	Lipinski
Berkley	Fallin	LoBiondo
Berman	Farr	Loeb
Berry	Fattah	Loftis, Zoe
Biggert	Feeney	Lowe
Bilbray	Ferguson	Lucas
Bilirakis	Filner	Lungren, Daniel
Bishop (GA)	Flake	E.
Bishop (NY)	Forbes	Lynch
Blackburn	Fortenberry	Mack
Blumenauer	Foster	Mahoney (FL)
Blunt	Fox	Maloney (NY)
Boehner	Frank (MA)	Manzullo
Bonner	Franks (AZ)	Marshall
Bono Mack	Frelinghuysen	Matheson
Boozman	Gallely	Matsui
Boren	Garrett (NJ)	McCarthy (CA)
Boswell	Gerlach	McCarthy (NY)
Boustany	Giffords	McCollum (MN)
Boyd (FL)	Gillibrand	McCotter
Boyda (KS)	Gohmert	McCreery
Brady (PA)	Gonzalez	McDermott
Brady (TX)	Goode	McGovern
Braley (IA)	Goodlatte	McHenry
Broun (GA)	Granger	McHugh
Brown (SC)	Graves	McIntyre
Brown-Waite,	Green, Al	McKeon
Ginny	Green, Gene	McMorris
Buchanan	Gutierrez	Rodgers
Burton (IN)	Hall (NY)	McNerney
Butterfield	Hare	McNulty
Buyer	Harman	Meeks (NY)
Calvert	Hastings (FL)	Melancon
Camp (MI)	Hastings (WA)	Mica
Campbell (CA)	Hayes	Michaud
Cannon	Heller	Miller (FL)
Cantor	Hensarling	Miller (MI)
Capito	Hergert	Miller (NC)
Capps	Herseth Sandlin	Miller, Gary
Capuano	Higgins	Mitchell
Carney	Hill	Mollohan
Carter	Hinojosa	Moore (KS)
Castle	Hirono	Moore (WI)
Castor	Hobson	Moran (KS)
Chabot	Hodes	Moran (VA)
Chandler	Hoekstra	Murphy (CT)
Clarke	Holden	Murphy, Patrick
Cleaver	Holt	Murphy, Tim
Clyburn	Hoyer	Musgrave
Coble	Hulshof	Myrick
Cohen	Hunter	Nadler
Cole (OK)	Inglis (SC)	Napolitano
Conaway	Inslee	Neal (MA)
Conyers	Israel	Neugebauer
Cooper	Issa	Nunes
Costa	Jackson (IL)	Obey
Courtney	Jackson-Lee	Olver
Cramer	(TX)	Ortiz
Crenshaw	Johnson, E. B.	Pallone
Crowley	Johnson, Sam	Pascarell
Cuellar	Jones (NC)	Pastor
Davis (AL)	Jordan	Paul
Davis (CA)	Kagan	Payne
Davis (IL)	Kanjorski	Pearce
Davis (KY)	Keller	Pence
Davis, David	Kennedy	Perlmutter
Davis, Tom	Kildee	Peterson (MN)
Deal (GA)	Kilpatrick	Petri
DeFazio	Kind	Pickering
DeGette	King (IA)	Pitts
Delahunt	King (NY)	Platts
DeLauro	Kirk	Poe
Dent	Klein (FL)	Pomeroy
Diaz-Balart, L.	Klome (MN)	Porter
Diaz-Balart, M.	Knollenberg	Price (GA)

Price (NC)	Scott (VA)	Tiberi
Putnam	Sensenbrenner	Tierney
Radanovich	Serrano	Towns
Rahall	Sessions	Tsongas
Ramstad	Sestak	Turner
Regula	Shadegg	Udall (NM)
Rehberg	Shays	Upton
Reichert	Shea-Porter	Van Hollen
Reyes	Sherman	Velázquez
Reynolds	Shimkus	Viscosky
Richardson	Shuler	Walberg
Rodriguez	Shuster	Walden (OR)
Rogers (AL)	Sires	Walsh (NY)
Rogers (KY)	Skelton	Walz (MN)
Rogers (MI)	Slaughter	Wamp
Rohrabacher	Smith (NE)	Wasserman
Ros-Lehtinen	Smith (NJ)	Schultz
Roskam	Smith (TX)	Waters
Ross	Smith (WA)	Watson
Rothman	Snyder	Watt
Roybal-Allard	Solis	Waxman
Royce	Souder	Weiner
Ruppersberger	Space	Welch (VT)
Ryan (WI)	Spratt	Weldon (FL)
Salazar	Stark	Weller
Sánchez, Linda T.	Stearns	Westmoreland
	Stupak	Whitfield (KY)
Sanchez, Loretta	Sullivan	Wilson (NM)
Sarbanes	Tanner	Wilson (OH)
Saxton	Tauscher	Wilson (SC)
Schakowsky	Taylor	Wittman (VA)
Schiff	Terry	Wolf
Schmidt	Thompson (CA)	Wu
Schwartz	Thornberry	Yarmuth
Scott (GA)	Tiahrt	Young (FL)

NOT VOTING—49

Bachus	Gingrey	Pryce (OH)
Baird	Gordon	Rangel
Bishop (UT)	Grijalva	Renzi
Boucher	Hall (TX)	Rush
Brown, Corrine	Hincheley	Ryan (OH)
Burgess	Hooley	Sali
Cardoza	Jefferson	Simpson
Carnahan	Johnson (GA)	Sutton
Clay	Jones (OH)	Tancredo
Costello	Kaptur	Thompson (MS)
Cubin	Marchant	Udall (CO)
Culberson	Markey	Wexler
Cummings	McCauley (TX)	Woolsey
Dicks	Meek (FL)	Wynn
Doolittle	Murtha	Young (AK)
Fossella	Oberstar	
Gilchrest	Peterson (PA)	

□ 1040

Ms. KILPATRICK, Mrs. GILLI-BRAND and Messrs. DUNCAN, PENCE, LINDER, PASTOR, BARTON of Texas, LEWIS of Georgia and SESTAK changed their vote from “yea” to “nay.”

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2745. An act to extend agricultural programs beyond March 15, 2008, to suspend permanent price support authorities beyond that date, and for other purposes.

QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. BOEHNER. Mr. Speaker, I have a privileged resolution at the desk.

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

The Clerk read the resolution, as follows:

H. RES. 1039

Whereas on January 5, 2007, the House of Representatives adopted a rule of the House

amending clause 2(a) of rule XX to include that, “A record vote by electronic device shall not be held open for the sole purpose of reversing the outcome of such vote.”;

Whereas on the evening of March 11, 2008, the Speaker pro tempore repeated an announcement regarding enforcement of such rule, stating “An alleged violation of clause 2(a) of rule XX may subject the vote to collateral challenge in the form of a question of the privileges of the House pursuant to rule IX.”;

Whereas a press release dated October 7, 2005 from then Minority Leader Nancy Pelosi stated, “Democrats have proposed guidelines for how we think the House of Representatives should operate, a Minority Bill of Rights.” Included in this document is the declaration that “No vote shall be held open in order to manipulate the outcome. When we take back the People’s House, we will heed that declaration.”;

Whereas H. Res. 1031 provided that “House Resolution 895, amended by the amendment printed in the report of the Committee on Rules accompanying this resolution, is hereby adopted.”;

Whereas on March 11, 2008 the publication Roll Call reported, “Republicans nearly defeated the measure on a procedural maneuver, but House leaders held the vote open for at least 10 additional minutes to turn a handful of Democrats—sealing the win with the votes of Reps. Emanuel Cleaver (D-Mo.), Sanford Bishop (D-Ga.), G.K. Butterfield (D-N.C.) and Bart Stupak (D-Mich.). With their support, the bill was allowed to come to the floor.” (“House Passes Ethics Bill; Pelosi Hails Victory,” Roll Call, March 11, 2008.);

Whereas on March 11, 2008 the publication The Politico reported, “Republicans, backed by 18 Democrats, thought they had won a parliamentary vote prior to consideration of the new ethics office, a victory that would have derailed [sic] But Speaker Nancy Pelosi (D-Calif.) and the Democratic leadership held the vote open for 16 minutes beyond the allotted 15-minute deadline, and in that period, convinced several Democrats to switch their votes.” (“New Ethics Office Approved by House After Controversial Quote,” The Politico, March 11, 2008.);

Whereas on March 11, 2008 The Politico further reported, “In response to GOP manipulation of votes during their years of control, Pelosi promised at the beginning of the 110th Congress that floor votes would only last 15 minutes, and ‘no vote shall be held open to manipulate the outcome.’ Pelosi, however, appeared to go back on that promise during the previous question vote, which was open for a total of 31 minutes before it was gavelled closed.” (“New Ethics Office Approved by House After Controversial Quote,” The Politico, March 11, 2008.);

Whereas on March 11, 2008 The Politico further reported, “The most vocal Democratic opponent of the OCE, Rep. Neil Abercrombie (D-Hawaii), who made an impassioned speech on the floor urging his colleagues to vote against the measure, insisted that the opposition had actually won the parliamentary vote, regardless of the final outcome. ‘We did win,’ Abercrombie declared afterwards. ‘This thing is totally discredited.’” (“New Ethics Office Approved by House After Controversial Quote,” The Politico, March 11, 2008.);

Whereas on March 12, 2008 Associated Press reported, “Republicans yelled in protest as Democrats held the 15-minute vote open for 27 minutes while Democratic leaders urged holdouts in the party to support the party position.” (“House Approves Ethics Panel,” Associated Press, March 12, 2008.);

Whereas on March 11, 2008, Roll Call reported, “‘There are still plenty of people trying to keep it from coming to the floor,’ said one Democratic lawmaker, who spoke in advance of the vote on the condition of anonymity, fearing reprisals from party leadership. The Member added that colleagues ex-

pressed a ‘lot of unhappiness’, as many acknowledged they would have to vote for the bill once it reached the floor.”;

Whereas at 9:31 p.m. the vote on Ordering the Previous Question on H. Res. 1031, was ordered and was to be a 15-minute vote;

Whereas that vote was held open for 27 total minutes;

Whereas 413 Members of the House, which was the total number of Members present and voting, had registered their votes after 21 minutes had elapsed;

Whereas no new Member of the House voted after 21 minutes into the vote who had not previously recorded their vote;

Whereas at 21 minutes elapsed, the vote was 204 yeas and 209 nays, the motion failing;

Whereas for approximately the next 5 minutes, no further votes were cast or changed and the previous question vote was held open for the sole purpose of changing the outcome of the vote;

Whereas during the final moments of Roll Call Vote 121, after conversing with Democratic leaders in full view of the House, three Democratic Members changed their votes from Nay to Aye;

Whereas Speaker Nancy Pelosi left the floor during this time and returned with Representative Bart Stupak who changed his vote from a no to a ye;

Whereas Speaker Nancy Pelosi and Majority Whip James Clyburn approached Representatives Sanford Bishop and Emanuel Cleaver on the Democratic side of the aisle and had them change their votes from a no to a ye;

Whereas according to Speaker Nancy Pelosi’s document entitled “A New Direction for America,” page 24 states that “floor votes should be completed within 15 minutes with the customary 2 minute extension to accommodate members’ ability to reach the House Chamber to cast their votes. No vote shall be held open in order to manipulate the outcome.”;

Whereas the result of the 3 Democratic vote changes, after 12 minutes of extended vote time and pressure from Democratic leadership, manipulated the outcome and changed the result from 204 yeas and 209 nays, the motion failing, to 207 yeas and 206 nays, the motion passing; and

Whereas a Democratic Member approached Members and staff of the minority following the announced outcome of the vote and revealed that, “Deals were made to get Cleaver and Bishop;”: Now, therefore, be it

Resolved, That

(1) the House denounces this action in the strongest terms possible, rejects the practice of holding votes open beyond a reasonable period of time for the sole purpose of circumventing the will of the House, and directs the Speaker to take such steps as necessary to prevent any further abuse;

(2) The votes on ordering the previous question and adoption of House Resolution 1031 are hereby vacated;

(3) the Committee on Standards of Official Conduct is directed to investigate without further delay violations of House rules by Speaker Nancy Pelosi and other Members of the Democratic leadership and report its findings and recommendations to the House, including a recommendation regarding the appropriate actions for the Speaker’s activities; and,

(4) The Select Committee to Investigate the Voting Irregularities of August 2, 2007, is hereby directed to investigate and include in the report its findings and resulting recommendations concerning the actions of the Speaker, concerning the time the vote was held open and the changes in votes cast by