

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.

Mr. MCGOVERN. Mr. 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 noes appeared to have it.

Mr. MCGOVERN. Mr. 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.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

□ 1300

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 1212; Adopting the resolution, if ordered; Ordering the previous question on House Resolution 1213; Adopting the resolution, if ordered; Ordering the previous question on House Resolution 1214; Adopting the resolution, if ordered.

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. 6049, RENEWABLE ENERGY AND JOB CREATION ACT OF 2008

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on House Resolution 1212, 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 223, nays 190, not voting 21, as follows:

[Roll No. 338]

YEAS—223

Abercrombie	Courtney	Hinojosa
Ackerman	Cramer	Hirono
Allen	Crowley	Hodes
Altmire	Cuellar	Holden
Arcuri	Cummings	Holt
Baca	Davis (AL)	Honda
Baird	Davis (CA)	Hooley
Baldwin	Davis (IL)	Hoyer
Barrow	Davis, Lincoln	Insee
Bean	DeFazio	Israel
Becerra	DeGette	Jackson (IL)
Berkley	Delahunt	Jackson-Lee
Berman	DeLauro	(TX)
Berry	Dicks	Jefferson
Bilirakis	Dingell	Johnson (GA)
Bishop (GA)	Doggett	Johnson, E. B.
Bishop (NY)	Donnelly	Jones (OH)
Blumenauer	Doyle	Kagen
Boren	Edwards	Kanjorski
Boswell	Ellison	Kaptur
Boucher	Ellsworth	Kildee
Boyd (FL)	Emanuel	Kilpatrick
Boyd (KS)	Engel	Kind
Brady (PA)	Eshoo	Klein (FL)
Braley (IA)	Etheridge	Kucinich
Butterfield	Farr	Langevin
Capps	Fattah	Larsen (WA)
Capuano	Filner	Larson (CT)
Cardoza	Foster	Lee
Carnahan	Frank (MA)	Levin
Carney	Giffords	Lewis (GA)
Carson	Gonzalez	Lipinski
Cazayoux	Gordon	Loeback
Chandler	Green, Al	Lofgren, Zoe
Childers	Green, Gene	Lowe
Clarke	Grijalva	Lynch
Clay	Gutierrez	Mahoney (FL)
Cleaver	Hall (NY)	Maloney (NY)
Clyburn	Hare	Markey
Cohen	Harman	Marshall
Conyers	Hastings (FL)	Matheson
Cooper	Herseth Sandlin	Matsui
Costa	Higgins	McCarthy (NY)
Costello	Hinche	McCollum (MN)

McDermott	Price (NC)	Stark
McGovern	Rahall	Stupak
McIntyre	Rangel	Sutton
McNerney	Reyes	Tanner
McNulty	Richardson	Tauscher
Meek (FL)	Rodriguez	Taylor
Meeks (NY)	Ross	Thompson (CA)
Melancon	Rothman	Thompson (MS)
Michaud	Roybal-Allard	Tierney
Miller (NC)	Ruppersberger	Towns
Miller, George	Ryan (OH)	Tsongas
Mitchell	Salazar	Udall (CO)
Mollohan	Sánchez, Linda	Udall (NM)
Moore (KS)	T.	Van Hollen
Moore (WI)	Sanchez, Loretta	Velázquez
Moran (VA)	Sarbanes	Visclosky
Murphy (CT)	Schakowsky	Walz (MN)
Murphy, Patrick	Schiff	Wasserman
Murtha	Schwartz	Schultz
Nadler	Scott (GA)	Waters
Napolitano	Scott (VA)	Watson
Neal (MA)	Serrano	Watt
Oberstar	Sestak	Waxman
Obey	Shea-Porter	Weiner
Ortiz	Sherman	Welch (VT)
Pallone	Shuler	Sires
Pascrell	Sires	Wilson (OH)
Pastor	Skelton	Woolsey
Payne	Smith (WA)	Wu
Perlmutter	Snyder	Wynn
Peterson (MN)	Space	Yarmuth
Pomeroy	Spratt	

NAYS—190

Aderholt	Gerlach	Nunes
Akin	Gilchrest	Paul
Alexander	Gingrey	Pearce
Bachmann	Gohmert	Pence
Bachus	Goode	Peterson (PA)
Barrett (SC)	Goodlatte	Petri
Bartlett (MD)	Granger	Pickering
Barton (TX)	Graves	Pitts
Biggert	Hall (TX)	Platts
Bilbray	Hastings (WA)	Poe
Bishop (UT)	Hayes	Porter
Blackburn	Heller	Price (CA)
Blunt	Hensarling	Price (OH)
Boehner	Hergert	Putnam
Bonner	Hill	Radanovich
Bono Mack	Hobson	Ramstad
Boozman	Hoekstra	Regula
Boustany	Hulshof	Rehberg
Brady (TX)	Hunter	Reichert
Broun (GA)	Inglis (SC)	Renzi
Brown (SC)	Issa	Rogers (AL)
Brown-Waite,	Johnson (IL)	Rogers (KY)
Ginny	Johnson, Sam	Rogers (MI)
Buchanan	Jones (NC)	Rohrabacher
Burgess	Jordan	Ros-Lehtinen
Burton (IN)	Keller	Roskam
Buyer	King (NY)	Royce
Calvert	Kirk	Ryan (WI)
Camp (MI)	Kline (MN)	Sali
Campbell (CA)	Knollenberg	Saxton
Cannon	Kuhl (NY)	Scalise
Cantor	LaHood	Schmidt
Capito	Lamborn	Shadegg
Carter	Lampson	Shays
Castle	Latham	Shimkus
Chabot	LaTourette	Shuster
Cole (OK)	Latta	Simpson
Conaway	Lewis (CA)	Smith (NE)
Culberson	Lewis (KY)	Smith (NJ)
Davis (KY)	Linder	Smith (TX)
Davis, David	LoBiondo	Souder
Davis, Tom	Lucas	Stearns
Deal (GA)	Lungren, Daniel	Sullivan
Dent	E.	Tancredo
Diaz-Balart, L.	Mack	Terry
Diaz-Balart, M.	Manzullo	Thornberry
Doolittle	Marchant	Tiberi
Drake	McCarthy (CA)	Turner
Dreier	McCaul (TX)	Upton
Duncan	McCotter	Walberg
Ehlers	McCreery	Walden (OR)
Emerson	McHenry	Walsh (NY)
English (PA)	McHugh	Wamp
Everett	McKeon	Weldon (FL)
Fallin	McMorris	Weller
Feeney	Rodgers	Westmoreland
Ferguson	Mica	Whitfield (KY)
Flake	Miller (FL)	Wilson (NM)
Forbes	Miller (MI)	Wilson (SC)
Fossella	Miller, Gary	Wittman (VA)
Fox	Moran (KS)	Wolf
Franks (AZ)	Murphy, Tim	Young (AK)
Frelinghuysen	Musgrave	Young (FL)
Gallely	Myrick	
Garrett (NJ)	Neugebauer	