

to get justice. There is no other place for them to go to get enforcement of the law. And it's only the law that keeps them in a safe working place. But, unfortunately, there are still mine owners in this day and age who insist that they have a right to violate that law.

Today if you do it, you get a slap on the wrist. Pass this law and it's a felony. And that's what's, unfortunately, necessary. We've tried it the other way, with self-enforcement. We've tried it the other way, and it hasn't worked. I have interviewed too many families that have lost people in the mine, and the time has come to stop that. I urge my colleagues to support this legislation.

Let's honor the commitments that everybody makes the first 48 hours after one of these tragedies takes place that we are going to make sure it never happens again, but we haven't done it. But this is a big step forward. I thank my colleagues for their consideration of this legislation and urge their support.

Mr. HOLT. Mr. Speaker, I rise today in support of the Robert C. Byrd Mine Safety Protection Act, H.R. 6495.

As a scientist, I have paid some attention to mine safety technology and overall safety standards. I also feel strongly about the concerns of the mining industry because I was born and raised in West Virginia, where my father many years ago as a U.S. Senator, was known as one of the best friends a miner ever had.

Today, coal mining is rated among the most dangerous jobs in America. It does not have to be that way. In the wake of the Sago, Darby, Crandall Canyon, and the recent Big Branch mine tragedy, I was pleased to work with Chairman MILLER on the Committee on Education and Labor to write legislation that will hold negligent mine operators accountable and help the Mine Safety and Health Administration, MSHA, avoid future tragedies.

The Robert C. Byrd Mine Safety Protection Act would help make underground mines with long histories of serious and repeat violations safer. This bill would increase the maximum penalties for those who tamper with or disable safety equipment and replace the flawed "pattern or violations" sanction system with a rehabilitation program that is supported by mine workers and mine owners. Importantly, this bill protects miner's rights to blow the whistle when they know unsafe conditions exist.

My good friend Cecil Roberts, the International President of the United Mine Workers of America, wrote to us in support of this bill and to remind us that 48 coal miners have died this year. Further, 600 mine workers have lost their lives in the last decade "and thousands more have died from the crippling consequence of exposure to respirable coal dust—exposure resulting from chronic violation of existing standards."

Today we are updating our nation's laws to protect mine workers, make mines safer, and strengthen penalties for mine owners who put their workers in needless danger. We are doing this in memory of the coal miners who have lost their lives, to keep faith with their families, and to protect the lives of miners who still go to work every day.

Mr. GEORGE MILLER of California. I yield back the balance of my time.

The SPEAKER pro tempore (Mr. ETHERIDGE). The question is on the motion offered by the gentleman from California (Mr. GEORGE MILLER) that the House suspend the rules and pass the bill, H.R. 6495, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. GUTHRIE. 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 and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### 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: adoption of House Resolution 1752, by the yeas and nays; and suspending the rules with regard to H.R. 6495, by the yeas and nays; H. Res. 1402, de novo; and H. Res. 1704, de novo.

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

#### WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS AND PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

The SPEAKER pro tempore. The unfinished business is the vote on adoption of the resolution (H. Res. 1752) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, and providing for consideration of motions to suspend the rules, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

The vote was taken by electronic device, and there were—yeas 215, nays 194, not voting 24, as follows:

[Roll No. 615]

YEAS—215

Ackerman  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Becerra  
Berkley  
Berman  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell

Boucher  
Boyd  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Carnahan  
Carney  
Carson (IN)  
Castor (FL)  
Chandler

Chu  
Clarke  
Clay  
Cleaver  
Clyburn  
Connolly (VA)  
Cooper  
Costello  
Courtney  
Critz  
Crowley  
Cuellar  
Cummings

Dahlkemper  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (TN)  
DeFazio  
DeGette  
DeLauro  
Deutch  
Dicks  
Dingell  
Doggett  
Doyle  
Driehaus  
Edwards (MD)  
Edwards (TX)  
Ellison  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Foster  
Frank (MA)  
Fudge  
Garamendi  
Giffords  
Gonzalez  
Grayson  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Halvorson  
Hare  
Harman  
Hastings (FL)  
Heinrich  
Higgins  
Hill  
Himes  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson Lee (TX)  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski

Kaptur  
Kennedy  
Kildee  
Kilroy  
Kind  
Kissell  
Klein (FL)  
Kosmas  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Lee (CA)  
Levin  
Lewis (GA)  
Lipinski  
Loeb  
Loeb  
Lofgren, Zoe  
Lowey  
Lujan  
Lynch  
Maffei  
Maloney  
Markey (CO)  
Markey (MA)  
Matsui  
McCarthy (NY)  
McColum  
McDermott  
McGovern  
McIntyre  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Miller (NC)  
Miller, George  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler (NY)  
Napolitano  
Neal (MA)  
Oberstar  
Olver  
Ortiz  
Owens  
Pallone  
Pascarell  
Pastor (AZ)  
Payne  
Perlmutter  
Peterson  
Pingree (ME)  
Polis (CO)  
Pomeroy  
Price (NC)  
Rahall

Rangel  
Reyes  
Richardson  
Rodriguez  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schauer  
Schiff  
Schrader  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Speier  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Teague  
Thompson (CA)  
Thompson (MS)  
Tierney  
Titus  
Tonko  
Townes  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Walz  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch  
Wilson (OH)  
Woolsey  
Wu  
Yarmuth

#### NAYS—194

Aderholt  
Adler (NJ)  
Akin  
Alexander  
Altmire  
Austria  
Bachmann  
Bachus  
Baird  
Barrett (SC)  
Bartlett  
Barton (TX)  
Bean  
Biggart  
Bilirakis  
Bishop (UT)  
Blackburn  
Bocchieri  
Boehner  
Bonner  
Bono Mack  
Boozman  
Boren  
Boustany  
Brady (TX)  
Bright  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Campbell  
Cantor

Cao  
Capito  
Cardoza  
Carter  
Cassidy  
Hall (TX)  
Chaffetz  
Childers  
Coble  
Coffman (CO)  
Cole  
Conaway  
Costa  
Crenshaw  
Culberson  
Davis (KY)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Djou  
Donnelly (IN)  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
Flake  
Fleming  
Forbes  
Fortenberry  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gingrey (GA)

Gohmert  
Goodlatte  
Graves (GA)  
Graves (MO)  
Guthrie  
Hall (TX)  
Harper  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Hunter  
Inglis  
Issa  
Jenkins  
Johnson (IL)  
Johnson, Sam  
Jones  
Jordan (OH)  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Kratovil  
Lamborn  
Lance  
Latham  
LaTourrette  
Latta  
Lee (NY)  
Lewis (CA)  
Linder  
LoBiondo  
Lucas  
Luetkemeyer  
Lummis

Lungren, Daniel E.	Pence	Shadegg	Cardoza	Jackson (IL)	Peters	Jenkins	Miller, Gary	Ryan (WI)
Mack	Perriello	Shimkus	Carnahan	Jackson Lee (TX)	Pingree (ME)	Johnson (IL)	Minnick	Salazar
Manzullo	Peters	Shuler	Carson (IN)	Johnson (GA)	Polis (CO)	Johnson, Sam	Moran (KS)	Scalise
Marshall	Petri	Shuster	Castor (FL)	Johnson, E. B.	Price (NC)	Jordan (OH)	Murphy, Tim	Schmidt
Matheson	Pitts	Simpson	Chandler	Jones	Rahall	King (IA)	Myrick	Schock
McCarthy (CA)	Platts	Smith (NE)	Chu	Kagen	Rangel	King (NY)	Neugebauer	Sensenbrenner
McCaul	Poe (TX)	Smith (TX)	Clarke	Kanjorski	Reyes	Kingston	Nunes	Sessions
McClintock	Posey	Space	Clay	Kaptur	Richardson	Kline (MN)	Olson	Shadegg
McCotter	Price (GA)	Stearns	Cleaver	Kennedy	Rodriguez	Lamborn	Paul	Shimkus
McHenry	Putnam	Sullivan	Clyburn	Kildee	Rothman (NJ)	Lance	Paulsen	Shuster
McKeon	Reed	Sullivan	Connolly (VA)	Kilroy	Roybal-Allard	Latham	Pence	Simpson
Mica	Rehberg	Taylor	Conyers	Kind	Ruppersberger	LaTourette	Perlmutter	Smith (NE)
Michaud	Reichert	Terry	Cooper	Kissell	Rush	Latta	Peterson	Smith (NJ)
Miller (FL)	Roe (TN)	Thompson (PA)	Costello	Klein (FL)	Sánchez, Linda T.	Lee (NY)	Petri	Smith (TX)
Miller (MI)	Rogers (AL)	Thornberry	Courtney	Kosmas	Sanchez, Loretta	Lewis (CA)	Pitts	Stearns
Miller, Gary	Rogers (KY)	Tiberi	Critz	Kratovil	Sarbanes	Linder	Platts	Stutzman
Minnick	Rogers (MI)	Turner	Crowley	Kucinich	Schakowsky	LoBiondo	Poe (TX)	Sullivan
Mitchell	Rohrabacher	Upton	Cummings	Langevin	Schauer	Lucas	Pomeroy	Tanner
Moran (KS)	Rooney	Dahlkemper	Davis (CA)	Larsen (WA)	Schiff	Luetkemeyer	Posey	Terry
Murphy (NY)	Ros-Lehtinen	Walden	Davis (IL)	Larson (CT)	Schrader	Lummis	Price (GA)	Thompson (PA)
Murphy, Tim	Roskam	Wamp	DeFazio	Lee (CA)	Schwartz	Lungren, Daniel E.	Putnam	Thornberry
Myrick	Ross	Westmoreland	DeGette	Levin	Scott (GA)	Reed	Rehberg	Tiberi
Neugebauer	Royce	Whitfield	DeLauro	Lewis (GA)	Scott (VA)	Mack	Reichert	Titus
Nunes	Ryan (WI)	Wilson (SC)	Deutch	Lipinski	Serrano	Manzullo	Roe (TN)	Turner
Nye	Scalise	Wittman	Dicks	Loeb sack	Sestak	Matheson	Rogers (AL)	Upton
Olson	Schmidt	Wolf	Dingell	Lowey	Shea-Porter	McCarthy (CA)	Rogers (KY)	Walden
Paul	Schock	Young (AK)	Doggett	Lujan	Sherman	McCaul	Rogers (MI)	Wamp
Paulsen	Sensenbrenner	Young (FL)	Driehaus	Lynch	Shuler	McClintock	Rogers (MI)	Whitfield
	Sessions		Edwards (MD)	Maffei	Sires	McCotter	Rohrabacher	Whitfield
			Edwards (TX)	Maloney	Skelton	McHenry	Rooney	Wilson (SC)
			Ellison	Markey (CO)	Slaughter	McKeon	Ros-Lehtinen	Wittman
			Engel	Markey (MA)	Smith (WA)	Mica	Ross	Wolf
			Eshoo	Matsui	Snyder	Miller (FL)	Royce	Young (AK)
			Etheridge	McCarthy (NY)	Space	Miller (MI)	Ryan (OH)	Young (FL)
			Farr	McCollum	Speier			
			Fattah	McDermott	Spratt			
			Finer	McGovern	Stark			
			Foster	McIntyre	Stupak			
			Frank (MA)	McNerney	Sutton			
			Fudge	Meek (FL)	Taylor			
			Garamendi	Meeks (NY)	Teague			
			Gonzalez	Melancon	Thompson (CA)			
			Grayson	Michaud	Thompson (MS)			
			Green, Al	Miller (NC)	Tierney			
			Green, Gene	Miller, George	Tonko			
			Grijalva	Mitchell	Towns			
			Gutierrez	Moore (KS)	Tsongas			
			Hall (NY)	Moore (WI)	Van Hollen			
			Halvorson	Moran (VA)	Velázquez			
			Hare	Murphy (CT)	Viscosky			
			Harman	Murphy (NY)	Walz			
			Hastings (FL)	Murphy, Patrick	Wasserman			
			Heinrich	Napolitano	Schultz			
			Higgins	Neal (MA)	Waters			
			Himes	Nye	Watson			
			Hincheey	Obey	Watt			
			Hinojosa	Oliver	Waxman			
			Hirono	Ortiz	Weiner			
			Hodes	Owens	Welch			
			Holt	Pallone	Wilson (OH)			
			Honda	Pascarell	Woolsey			
			Hoyer	Pastor (AZ)	Wu			
			Inslee	Payne	Yarmuth			
			Israel	Perriello				

## NOT VOTING—24

Berry	Granger	Mollohan
Bilbray	Griffith	Obey
Blunt	Hoekstra	Quigley
Camp	Kilpatrick (MI)	Radanovich
Cohen	Kirkpatrick (AZ)	Smith (NJ)
Conyers	Marchant	Tiahrt
Delahunt	McMahon	Waters
Fallin	McMorris	
Gordon (TN)	Rodgers	

□ 1433

Messrs. NEUGEBAUER, BRADY of Texas, ISSA, and BARTON of Texas changed their vote from “yea” to “nay.”

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

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## ROBERT C. BYRD MINE SAFETY PROTECTION ACT OF 2010

The SPEAKER pro tempore (Mr. CUELLAR). The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 6495) to improve compliance with mine safety and health laws, empower miners to raise safety concerns, prevent future mine tragedies, and for other purposes, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. GEORGE MILLER) that the House suspend the rules and pass the bill, as amended.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 214, nays 193, not voting 26, as follows:

[Roll No. 616]

## YEAS—214

Ackerman	Baldwin	Boswell
Adler (NJ)	Bean	Brady (PA)
Altmire	Becerra	Brale (IA)
Andrews	Berman	Brown, Corrine
Arcuri	Bishop (GA)	Butterfield
Baca	Bishop (NY)	Capps
Baird	Blumenauer	Capuano

Aderholt	Burton (IN)	Duncan
Akin	Buyer	Ehlers
Alexander	Calvert	Ellsworth
Austria	Camp	Emerson
Bachmann	Campbell	Flake
Bachus	Cantor	Fleming
Barrett (SC)	Cao	Forbes
Barrow	Capito	Fortenberry
Bartlett	Carney	Fox
Barton (TX)	Carter	Franks (AZ)
Berkley	Cassidy	Frelinghuysen
Biggert	Castle	Gallely
Bilirakis	Chaffetz	Gerlach
Bishop (UT)	Childers	Giffords
Blackburn	Coble	Gingrey (GA)
Boccheri	Coffman (CO)	Gohmert
Boehner	Cole	Goodlatte
Bonner	Conaway	Graves (GA)
Bono Mack	Costa	Graves (MO)
Boozman	Crenshaw	Guthrie
Boren	Cuellar	Hall (TX)
Boustany	Culberson	Harper
Boyd	Davis (AL)	Hastings (WA)
Brady (TX)	Davis (KY)	Heller
Bright	Davis (TN)	Hensarling
Brown (GA)	Dent	Hergert
Brown (SC)	Diaz-Balart, L.	Herseth Sandlin
Brown-Waite,	Diaz-Balart, M.	Holden
Ginny	Djou	Hunter
Buchanan	Donnelly (IN)	Inglis
Burgess	Dreier	Issa

## NAYS—193

Berry	Granger	McMorris
Bilbray	Griffith	Rodgers
Blunt	Hill	Mollohan
Boucher	Hoekstra	Nadler (NY)
Cohen	Kilpatrick (MI)	Oberstar
Delahunt	Kirkpatrick (AZ)	Quigley
Fallin	Marchant	Radanovich
Garrett (NJ)	Marshall	Roskam
Gordon (TN)	McMahon	Tiahrt

## NOT VOTING—26

Berry	Granger	McMorris
Bilbray	Griffith	Rodgers
Blunt	Hill	Mollohan
Boucher	Hoekstra	Nadler (NY)
Cohen	Kilpatrick (MI)	Oberstar
Delahunt	Kirkpatrick (AZ)	Quigley
Fallin	Marchant	Radanovich
Garrett (NJ)	Marshall	Roskam
Gordon (TN)	McMahon	Tiahrt

□ 1441

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

So (two-thirds not being in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

## RECOGNIZING 50TH ANNIVERSARY OF NATIONAL COUNCIL FOR INTERNATIONAL VISITORS

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution (H. Res. 1402) recognizing the 50th anniversary of the National Council for International Visitors, and expressing support for designation of February 16, 2011, as “Citizen Diplomacy Day,” as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Florida (Mr. KLEIN) that the House suspend the rules and agree to the resolution, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

RECORDED VOTE

Mr. CONNOLLY of Virginia. 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 394, noes 13, answered “present” 1, not voting 25, as follows: