

LoBiondo  
Long  
Lucas  
Luetkemeyer  
Lummis  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
Marino  
McCarthy (CA)  
McCaul  
McClintock  
McCotter  
McHenry  
McKeon  
McKinley  
McMorris  
Rodgers  
Meehan  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mulvaney  
Murphy (PA)  
Myrick  
Neugebauer  
Noem  
Nugent  
Nunes  
Nunnelee  
Olson  
Palazzo  
Paulsen  
Pearce

Pence  
Petri  
Pitts  
Platts  
Poe (TX)  
Pompeo  
Posey  
Price (GA)  
Quayle  
Reed  
Rehberg  
Reichert  
Renacci  
Terry  
Ribble  
Rigell  
Rivera  
Roby  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Rokita  
Rooney  
Ros-Lehtinen  
Roskam  
Ross (FL)  
Royce  
Runyan  
Ryan (WI)  
Scalise  
Schilling  
Schmidt  
Schock  
Schweikert  
Scott (SC)  
Scott, Austin

Sensenbrenner  
Sessions  
Shimkus  
Shuster  
Simpson  
Smith (NJ)  
Smith (TX)  
Southernland  
Stearns  
Stivers  
Stutzman  
Sullivan  
Terry  
Thompson (PA)  
Thornberry  
Tiberi  
Roby  
Tipton  
Turner (NY)  
Turner (OH)  
Upton  
Walberg  
Walden  
Walsh (IL)  
Webster  
West  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Womack  
Woodall  
Yoder  
Young (AK)  
Young (FL)  
Young (IN)

Velázquez  
Vislosky  
Walz (MN)  
  
Austria  
Bachmann  
Coble  
Diaz-Balart  
Filner

Wasserman  
Schultz  
Waters  
Watt  
  
Giffords  
Johnson, E. B.  
King (IA)  
Olver  
Paul

Waxman  
Welch  
Wilson (FL)  
Yarmuth  
  
Schrader  
Smith (NE)  
Smith (WA)  
Woolsey

Fudge  
Garamendi  
Gonzalez  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hahn  
Hanabusa  
Hastings (FL)  
Heinrich  
Higgins  
Himes  
Hinchev  
Hinojosa  
Hirono  
Hochul  
Holden  
Holt  
Honda  
Hoyer  
Inslie  
Israel  
Jackson (IL)  
Jackson Lee  
(TX)  
Johnson (GA)  
Johnson (IL)  
Kaptur  
Keating  
Kildee  
Kind  
Kissell  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Lee (CA)  
Levin  
Lewis (GA)  
Loeb sack

Lofgren, Zoe  
Lowey  
Luján  
Lynch  
Maloney  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum  
McDermott  
McGovern  
McIntyre  
McNerney  
Meeks  
Michaud  
Miller (NC)  
Miller, George  
Moore  
Moran  
Murphy (CT)  
Nadler  
Napolitano  
Neal  
Owens  
Pallone  
Pascrell  
Pastor (AZ)  
Payne  
Pelosi  
Perlmutter  
Peters  
Pingree (ME)  
Polis  
Price (NC)  
Quigley  
Rahall  
Rangel  
Reyes  
Richardson  
Richmond

Ross (AR)  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (VA)  
Scott, David  
Serrano  
Sewell  
Sherman  
Shuler  
Sires  
Slaughter  
Speier  
Stark  
Sutton  
Thompson (CA)  
Thompson (MS)  
Tierney  
Tonko  
Towns  
Tsongas  
Van Hollen  
Velázquez  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Welch  
Wilson (FL)  
Yarmuth

NOT VOTING—14

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE  
The SPEAKER pro tempore (during the vote). There are 2 minutes remaining.

□ 1552

Messrs. RANGEL, PETERSON, and PERLMUTTER changed their vote from “yea” to “nay.”

Mr. CASSIDY and Mrs. EMERSON changed their vote from “nay” to “yea.”

So the motion to table was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:  
Mr. SMITH of Nebraska. Mr. Speaker, on rollcall No. 947 I was unavoidably detained. Had I been present, I would have voted “yea.”

Stated against:  
Mr. FILNER. Mr. Speaker, on rollcall 947, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “nay.”

MOTION TO INSTRUCT CONFEREES ON H.R. 3630, MIDDLE CLASS TAX RELIEF AND JOB CREATION ACT OF 2011

The SPEAKER pro tempore. The unfinished business is the vote on the motion to instruct on the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes, offered by the gentleman from Maryland (Mr. HOYER) on which the yeas and nays were ordered.

The Clerk will redesignate the motion.

The Clerk redesignated the motion. The SPEAKER pro tempore. The question is on the motion to instruct.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 183, nays 238, not voting 12, as follows:

[Roll No. 948]  
YEAS—183

Ackerman  
Altmire  
Andrews  
Baca  
Baldwin  
Barrow  
Bass (CA)  
Becerra  
Berkley  
Berman  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Brady (PA)  
Braley (IA)  
Brown (FL)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson (IN)  
Castor (FL)  
Chandler  
Chu  
Cicilline  
Clarke (MI)  
Clarke (NY)  
Clay  
Clever  
Clyburn  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Critz  
Crowley  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
DeLauro  
Deutch  
Dicks  
Dingell  
Doggett  
Dold  
Donnelly (IN)  
Doyle  
Edwards  
Ellison  
Engel

Eshoo  
Farr  
Fattah  
Frank (MA)  
Fudge  
Garamendi  
Gonzalez  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hahn  
Hanabusa  
Hastings (FL)  
Heinrich  
Higgins  
Himes  
Hinchev  
Hinojosa  
Hirono  
Hochul  
Holden  
Holt  
Honda  
Hoyer  
Inslie  
Israel  
Jackson (IL)  
Jackson Lee  
(TX)  
Johnson (GA)  
Johnson (IL)  
Jones  
Kaptur  
Keating  
Kildee  
Kind  
Kissell  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Lee (CA)  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Luján  
Lynch  
Maloney  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum  
McDermott  
McGovern  
McIntyre

McNerney  
Meeks  
Michaud  
Miller (NC)  
Miller, George  
Moore  
Moran  
Murphy (CT)  
Nadler  
Napolitano  
Neal  
Owens  
Pallone  
Pascrell  
Pastor (AZ)  
Payne  
Pelosi  
Perlmutter  
Peters  
Peterson  
Pingree (ME)  
Polis  
Price (NC)  
Quigley  
Rahall  
Rangel  
Reyes  
Richardson  
Richmond  
Ross (AR)  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (VA)  
Scott, David  
Serrano  
Sewell  
Sherman  
Shuler  
Sires  
Slaughter  
Speier  
Stark  
Sutton  
Thompson (CA)  
Thompson (MS)  
Tierney  
Tonko  
Towns  
Tsongas  
Van Hollen

Capuano  
Cardoza  
Carnahan  
Carney  
Carson (IN)  
Castor (FL)  
Chandler  
Chu  
Cicilline  
Clarke (MI)  
Clarke (NY)  
Clay  
Clever  
Clyburn  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney

Critz  
Crowley  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
DeGette  
DeLauro  
Deutch  
Dicks  
Dingell  
Doggett  
Donnelly (IN)  
Doyle  
Edwards  
Ellison  
Engel  
Eshoo  
Farr  
Fattah  
Frank (MA)

NAYS—238

Adams  
Aderholt  
Akin  
Alexander  
Amash  
Amodi  
Bachus  
Barletta  
Bartlett  
Barton (TX)  
Benishek  
Berg  
Biggert  
Bilbray  
Billirakis  
Bishop (UT)  
Black  
Blackburn  
Bonner  
Bono Mack  
Boustany  
Brady (TX)  
Brooks  
Broun (GA)  
Buchanan  
Bucshon  
Buerkle  
Burgess  
Burton (IN)  
Calvert  
Camp  
Campbell  
Canseco  
Cantor  
Capito  
Carter  
Cassidy  
Chabot  
Chaffetz  
Coffman (CO)  
Cole  
Conaway  
Cravaack  
Crawford  
Crenshaw  
Culberson  
Davis (KY)  
DeFazio  
Denham  
Dent  
DesJarlais  
Dold  
Dreier  
Duffy  
Duncan (SC)  
Duncan (TN)

Ellmers  
Emerson  
Farenthold  
Fincher  
Fitzpatrick  
Flake  
Fleischmann  
Fleming  
Flores  
Forbes  
Fortenberry  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Gardner  
Garrett  
Gerlach  
Gibbs  
Gibson  
Gingrey (GA)  
Gohmert  
Goodlatte  
Gosar  
Gowdy  
Granger  
Graves (GA)  
Graves (MO)  
Griffin (AR)  
Griffith (VA)  
Grimm  
Guinta  
Guthrie  
Hall  
Hanna  
Harper  
Harris  
Hartzler  
Hastings (WA)  
Hayworth  
Heck  
Hensarling  
Herger  
Herrera Beutler  
Huelskamp  
Huizenga (MI)  
Hultgren  
Hunter  
Hurt  
Issa  
Jenkins  
Johnson (OH)  
Johnson, Sam  
Jones  
Jordan  
Kelly

King (IA)  
King (NY)  
Kingston  
Kinzinger (IL)  
Kline  
Labrador  
Lamborn  
Lance  
Landry  
Lankford  
Latham  
LaTourette  
Latta  
Lewis (CA)  
Lipinski  
LoBiondo  
Long  
Lucas  
Luetkemeyer  
Lummis  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
Marino  
McCarthy (CA)  
McCaul  
McClintock  
McCotter  
McHenry  
McKeon  
McKinley  
McMorris  
Rodgers  
Meehan  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mulvaney  
Myrick  
Neugebauer  
Noem  
Nugent  
Nunes  
Nunnelee  
Olson  
Palazzo  
Paulsen  
Pearce  
Peterson  
Petri  
Pitts

Platts	Royce	Thompson (PA)
Poe (TX)	Runyan	Thornberry
Pompeo	Ryan (WI)	Tiberi
Posey	Scalise	Tipton
Price (GA)	Schilling	Turner (NY)
Quayle	Schmidt	Turner (OH)
Reed	Schock	Upton
Rehberg	Schweikert	Visclosky
Reichert	Scott (SC)	Walberg
Renacci	Scott, Austin	Walden
Ribble	Sensenbrenner	Walsh (IL)
Rigell	Sessions	Webster
Rivera	Shinkus	West
Roby	Shuster	Westmoreland
Roe (TN)	Simpson	Whitfield
Rogers (AL)	Smith (NE)	Wilson (SC)
Rogers (KY)	Smith (NJ)	Wittman
Rogers (MI)	Smith (TX)	Wolf
Rohrabacher	Southerland	Womack
Rokita	Stearns	Woodall
Rooney	Stivers	Yoder
Ros-Lehtinen	Stutzman	Young (AK)
Roskam	Sullivan	Young (FL)
Ross (FL)	Terry	Young (IN)

□ 1600

It goes on to say, “Members will be provided with at least 24 hours’ notice prior to the House’s next recorded vote.”

What I wanted to ask the majority leader is, does he expect his Members to go home this afternoon?

I yield to my friend.

Mr. CANTOR. Mr. Speaker, I would respond to the gentleman. As he has just read, we have sent out a notice electronically to all Members. Our intention is for the conferees to do their work. We have requested the Senate to do the same, appoint their conferees so we can iron out the differences so we can afford yearlong tax relief for the working people of this country.

Mr. HOYER. Reclaiming my time, I understand the majority leader’s position, but he didn’t answer my question as to whether his Members intend to go home this afternoon.

Mr. CANTOR. Mr. Speaker, I will say to the gentleman, it is very clear—I know he is holding the same piece of paper that I am—and it reflects the electronic message that went out to all Members. Our intention is for the conferees to go to work to iron out the differences, which are narrow, to ensure what all of us wants to happen—that we afford yearlong tax relief to all working people in this country.

Mr. HOYER. Reclaiming my time, Mr. Speaker, I appreciate the majority leader’s observations. I don’t think I got an answer to the question. But having said that, if in fact an agreement is not reached prior to, say, the middle of next week, is the House prepared to preclude the eventuality of 160 million people losing their tax cut? Are you prepared to preclude the possibility of 48 million people losing their Medicare benefits? Are you prepared to preclude 2.3 million people losing their unemployment insurance by acting on an overwhelmingly bipartisan agreement that was reached in the United States Senate?

I yield to my friend.

Mr. CANTOR. I thank the gentleman.

Mr. Speaker, what I would say is the House has acted. We have again taken the position that all people, I think, in this building have taken, which is that it is so much better and more desirable for us to provide certainty to the working families of this country who deserve the yearlong certainty of tax relief.

No one thinks that a 60-day extension is even workable, and I think most experts would say could cause unnecessary uncertainty, could cause additional costs to be incurred by businesses, and it could hurt workers.

So I would say to the gentleman, the House has acted. It is up to the Senate to act to stave off this tax hike.

Mr. HOYER. Reclaiming my time, Mr. Speaker, while there is clearly a difference in this House on a number of things, one of the things that I don’t think we differ on is a lack of confidence that the Senate will do its job.

I don’t think we differ on that greatly because our experiences show us differently. So that what I’m asking the gentleman is that we do not put at risk the 160 million people who are expecting their tax cut to continue, the 48 million seniors who want access to their doctors, and the 2.3 million people who are going to go off unemployment, contingent upon whether the Senate acts as the gentleman wants it to. I will tell you my experience has not been great confidence that that will happen.

I will tell the gentleman further, we have tried to prepare for that contingency. We have introduced a bill with 170 cosponsors which adopts the compromise agreement so that we will give that certainty of which the gentleman speaks, allay the anxiety which we know exists, and give to those 160 million people the certainty that they will get the tax cut, the 48 million the certainty they will have access to their doctors, and the 2.3 million the certainty that they will not be kicked off the unemployment rolls so they won’t be able to support themselves and their families.

I ask my friend if he will be prepared to bring that bill to the floor if in fact the Senate doesn’t act.

Mr. CANTOR. I would say to the gentleman, if the gentleman wants to do his part in trying to make sure that the process moves forward, certainly the Democratic side of the aisle and the minority leader has the obligation to appoint conferees.

And if we are all to continue to work together—which I believe we can because I think the people of this country are tired of hearing what Washington can’t do and want to see what we can do. And frankly, Mr. Speaker, the people in this country are beginning to wonder about the body on the other side of this Capitol and are wondering what the leader over there has against the middle class of this country.

So we would say, Mr. Speaker, it’s time for us to come together. All of us, including the President, believe it’s inexcusable to not allow for a yearlong extension of the payroll tax relief.

Mr. HOYER. Reclaiming my time, Mr. Speaker, 6 months ago the Speaker said that he thought the 1-year extension of the middle class tax cut was a short-term gimmick. He said that 6 months ago of the year extension. So we’re somewhat concerned about the commitment to a 1-year extension. But that aside, let me say to my friend that one of the problems I’m worried about is, A, whether we can get this work done in the next 14 days because we know that even if we had a conference, they take a long time. There are very significant differences between us. In fact, we have compromised on something that you indicated in our colloquies about a week ago was very important, and that was the Keystone bill, which your side believes will create a significant number of jobs. That of course is in the bill that the Senate

#### NOT VOTING—12

Austria	Filner	Paul
Bachmann	Giffords	Schrader
Coble	Johnson, E. B.	Smith (WA)
Diaz-Balart	Olver	Woolsey

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining.

□ 1558

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Mr. Speaker, on rolcall 948, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “yea.”

#### LEGISLATIVE PROGRAM

Mr. HOYER. Mr. Speaker, I ask unanimous consent to speak out of order for 1 minute for the purposes of inquiring of what the schedule will be as we go forward.

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

Mrs. CAPITO. Mr. Speaker, reserving the right to object, I want to get a chance to react. The gentleman can proceed.

I withdraw my reservation.

The SPEAKER pro tempore. The reservation is withdrawn.

Without objection, the gentleman from Maryland is recognized for 1 minute.

There was no objection.

Mr. HOYER. I thank the gentlelady for withdrawing her objection.

I have just been handed a—it may have been sent out earlier—a Members’ advisory which says:

The House will be in session as necessary to consider a conference report on H.R. 3630, the Middle Class Tax Relief and Job Creation Act of 2011.

The House’s request for a conference will be transmitted to the United States Senate this afternoon where it will await the appointment of their conferees. To be clear, H.R. 3630 will physically reside in the Senate by the close of business today.