

Kaptur	Moore (AL)	Sessions
Kean (NJ)	Moore (UT)	Sewell
Keating	Moore (WI)	Sherrill
Kelly (IL)	Moran	Simpson
Kelly (MS)	Morelle	Slotkin
Kelly (PA)	Moskowitz	Smith (MO)
Khanna	Moulton	Smith (NE)
Kiggans (VA)	Mrvan	Smith (NJ)
Kildee	Murphy	Smith (WA)
Kiley	Nadler	Smucker
Kilmer	Napolitano	Sorensen
Kim (CA)	Neal	Soto
Kim (NJ)	Neguse	Spanberger
Krishnamoorthi	Nehls	Spartz
Kuster	Newhouse	Stansbury
Kustoff	Nickel	Stanton
LaHood	Norcross	Stauber
LaLota	Norman	Steel
LaMalfa	Nunn (IA)	Stefanik
Lamborn	Obernalte	Steil
Landsman	Ocasio-Cortez	Steube
Langworthy	Ogles	Stevens
Larsen (WA)	Omar	Strickland
Larson (CT)	Owens	Strong
Latta	Pallone	Sykes
LaTurner	Palmer	Takano
Lawler	Panetta	Tenney
Lee (CA)	Pappas	Thamendar
Lee (FL)	Pascarell	Thompson (MS)
Lee (NV)	Payne	Thompson (PA)
Lee (PA)	Peltola	Tiffany
Leger Fernandez	Perez	Timmons
Lesko	Perry	Titus
Letlow	Peters	Tlaib
Levin	Pettersen	Tokuda
Lieu	Pfluger	Tonko
Loudermilk	Pingree	Torres (CA)
Lucas	Pocan	Trahan
Luetkemeyer	Porter	Trone
Luna	Posey	Turner
Luttrell	Pressley	Underwood
Lynch	Quigley	Valadao
Magaziner	Ramirez	Van Drew
Malliotakis	Raskin	Van Duyn
Mann	Reschenthaler	Van Orden
Manning	Rodgers (WA)	Vargas
Massie	Rogers (AL)	Vasquez
Mast	Rogers (KY)	Veasey
Matsui	Rose	Velázquez
McBath	Rosendale	Wagner
McCarthy	Ross	Walberg
McCaul	Rouzer	Walsh
McClain	Ruiz	Waltz
McClellan	Ruppersberger	Wasserman
McClintock	Rutherford	Schultz
McCollum	Ryan	Waters
McCormick	Salinas	Watson Coleman
McGarvey	Sánchez	Weber (TX)
McGovern	Santos	Webster (FL)
McHenry	Sarbanes	Wenstrup
Meeks	Scalise	Westerman
Menendez	Scanlon	Wexton
Meng	Schakowsky	Wild
Meuser	Schiff	Williams (GA)
Mfume	Schneider	Williams (NY)
Miller (IL)	Scholten	Wilson (FL)
Miller (OH)	Schrier	Wilson (SC)
Miller (WV)	Schweikert	Wittman
Miller-Meeks	Scott (VA)	Womack
Mills	Scott, Austin	Yakym
Molinaro	Scott, David	Zinke
Mooleenaar	Self	

## ANSWERED "PRESENT"—1

Roy

## NOT VOTING—23

Banks	Garamendi	Phillips
Buchanan	Jackson Lee	Salazar
Bucshon	Lofgren	Sherman
Chu	Mace	Swalwell
Cleaver	Mooney	Thompson (CA)
Crenshaw	Mullin	Torres (NY)
Ezell	Pelosi	Williams (TX)
Fallon	Pence	

## ANNOUNCEMENT BY THE SPEAKER

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

□ 1918

So (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Ms. GREENE of Georgia. Mr. Speaker, I rise to a question of the privileges of the House and offer the resolution previously noticed.

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

The Clerk read as follows:

H. RES. 863

*Resolved*, That Alejandro Nicholas Mayorkas, Secretary of Homeland Security, is impeached for high crimes and misdemeanors, and that the following articles of impeachment be exhibited to the United States Senate:

Articles of impeachment exhibited by the House of Representatives of the United States of America in the name of itself and of the people of the United States of America, against Alejandro Nicholas Mayorkas, Secretary of Homeland Security, in maintenance and support of its impeachment against him for high crimes and misdemeanors.

## ARTICLE I

Rather than adhering to an oath he took to defend and secure our country and uphold the Constitution when he was sworn in as Secretary of Homeland Security, Alejandro Nicholas Mayorkas has engaged in a pattern of conduct that is incompatible with the laws of the United States, as follows:

Article II of the Constitution requires that the Executive branch, which today includes the Secretary of Homeland Security, ensure the laws passed by Congress and signed into law by the President are faithfully executed.

The Secure Fence Act of 2006 (Public Law 109-367) requires that the Secretary of Homeland Security "maintain operational control over the entire international land and maritime borders of the United States".

In his willful admittance of border crossers, terrorists, human traffickers, drugs, and other contraband, Alejandro Nicholas Mayorkas has failed to maintain operational control of the border, thereby violating the Secure Fence Act of 2006.

The Guarantee Clause set forth in article IV, section 4 of the Constitution dictates, "The United States shall guarantee to every State in this Union a Republican Form of Government, and shall protect each of them against Invasion; and on Application of the Legislature, or of the Executive (when the Legislature cannot be convened) against domestic Violence".

The Guarantee Clause clearly dictates that the Federal Government has a constitutional duty and obligation to protect each of the States from invasion. As Secretary of the Department of Homeland Security, Alejandro Mayorkas, has violated his oath to uphold this constitutional duty by allowing the invasion of approximately 10,000,000 illegals across our borders. The ongoing invasion at our southern border is a direct national security threat against the States and against the citizens therein. Secretary Mayorkas has willfully abandoned his duty to secure the border and protect States against invasion, thereby violating article IV, section 4 of the Constitution.

To wit, since Mayorkas has headed the Department of Homeland Security, there have been—

(1) approximately 10,000,000 illegal border crossers who have invaded our country at our border, this is broken down between 8,000,000 encounters and approximately 1,800,000

known "gotaways" who have evaded United States authorities and are roaming the interior of the United States;

(2) at least 280 people on terrorist watchlists caught while attempting to cross the border between ports of entry;

(3) approximately 400,000 unaccompanied illegal children encountered at the southern border, with at least 85,000 of these children having gone missing;

(4) at least 1,424 deaths of illegals at the southern border;

(5) approximately 73,000 "special interest aliens" arrested at our border, which are aliens from a nation that promotes terrorist activity, harbors terrorists, or poses a security threat to the United States, this is the number arrested at the border, not counting however many of the 1,800,000 known "gotaways" are special interest aliens;

(6) approximately 659 special interest aliens from Iran;

(7) approximately 6,386 special interest aliens from Afghanistan;

(8) approximately 538 special interest aliens from Syria;

(9) approximately 3,153 special interest aliens from Egypt;

(10) approximately 12,624 special interest aliens from Uzbekistan;

(11) approximately 30,830 special interest aliens from Turkey;

(12) approximately 1,613 special interest aliens from Pakistan;

(13) approximately 164 special interest aliens from Lebanon;

(14) approximately 185 special interest aliens from Jordan;

(15) approximately 123 special interest aliens from Iraq; and

(16) approximately 15,594 special interest aliens from Mauritania.

In fiscal year 2021, Customs and Border Patrol (CBP) seized approximately 11,200 pounds of fentanyl. In fiscal year 2022, CBP seized approximately 14,700 pounds of fentanyl. In fiscal year 2023, CBP has seized a record of approximately 27,000 pounds of fentanyl. Over 70,000 Americans died from fentanyl in fiscal year 2022. Fentanyl is now the number one killer of Americans between the ages of 18 and 45. Fentanyl kills approximately 300 Americans a day. This is the amount of fentanyl that has been seized at the border, yet 300 Americans are still being killed by fentanyl poisoning every day. The amount of unseized fentanyl has not even been taken into account.

The Constitution also requires the Secretary of Homeland Security to observe the Immigration and Nationality Act (8 U.S.C. 1101 et seq.). This law requires Homeland Security to detain inadmissible aliens arriving in the United States or illegal aliens presently in the United States. Instead, the Department of Homeland Security, under Secretary Mayorkas, has practiced catch and release policies, whereby illegals are detained, but then released, without any mechanism to ensure they show up to court for processing.

By terminating contracts for border wall construction, ending the Migrant Protection Protocols (Remain in Mexico), unlawfully granting categorical parole, and being complicit in ending title 42, Mayorkas has made it easier for illegal people and drugs to enter the United States, endangering American citizens, and has made it harder for CBP to expel such threats.

Alejandro Nicholas Mayorkas, in his inability to enforce the law, has engaged in a pattern of conduct that is incompatible with his duties as a civil officer of the United States.

Alejandro Nicholas Mayorkas, in his failure to uphold the oath he took, has, by his actions, lost the trust of citizens of the

United States to faithfully execute the laws of the United States.

Wherefore, Alejandro Nicholas Mayorkas, thus warrants impeachment and trial, removal from office, and disqualification to hold and enjoy any office of honor, trust, or profit under the United States.

The SPEAKER pro tempore (Mr. ELLZEY). The resolution qualifies.

□ 1930

#### MOTION TO REFER

Ms. CLARK of Massachusetts. Mr. Speaker, I have a motion at the desk.

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

The Clerk read as follows:

Ms. Clark of Massachusetts moves to refer the resolution to the Committee on Homeland Security.

The SPEAKER pro tempore. The gentleman from Massachusetts is recognized for 1 hour.

Ms. CLARK of Massachusetts. Mr. Speaker, I yield back the balance of my time and move the previous question on the motion.

The previous question was ordered.

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

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

Ms. CLARK of Massachusetts. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 209, nays 201, not voting 23, as follows:

[Roll No. 645]

#### YEAS—209

Adams	Craig	Houlahan
Aguilar	Crockett	Hoyer
Allred	Crow	Hoyle (OR)
Amo	Cuellar	Huffman
Auchincloss	Davids (KS)	Issa
Balint	Davis (IL)	Ivey
Barragán	Davis (NC)	Jackson (IL)
Beatty	Dean (PA)	Jackson (NC)
Bentz	DeGette	Jacobs
Bera	DeLauro	Jayapal
Beyer	DelBene	Jeffries
Bishop (GA)	Deluzio	Johnson (GA)
Blumenauer	DeSaulnier	Kamlager-Dove
Blunt Rochester	Dingell	Kaptur
Bonamici	Doggett	Keating
Bowman	Duarte	Kelly (IL)
Boyle (PA)	Escobar	Khanna
Brown	Eshoo	Kildee
Brownley	Espallat	Kilmer
Buck	Evans	Kim (NJ)
Budzinski	Fletcher	Krishnamoorthi
Bush	Foster	Kuster
Caraveo	Foushee	Landsman
Carbajal	Fox	Larsen (WA)
Cárdenas	Frankel, Lois	Larson (CT)
Carson	Frost	Lee (CA)
Carter (LA)	Galleo	Lee (NV)
Cartwright	Garcia (IL)	Lee (PA)
Casar	Garcia (TX)	Leger Fernandez
Case	Garcia, Robert	Levin
Casten	Golden (ME)	Lieu
Castor (FL)	Goldman (NY)	Lynch
Castro (TX)	Gomez	Magaziner
Cherfilus-	Gonzalez,	Manning
McCormick	Vicente	Matsui
Clark (MA)	Gottheimer	McBath
Clarke (NY)	Green, Al (TX)	McClellan
Clyburn	Grijalva	McClintock
Cohen	Harder (CA)	McCollum
Connolly	Hayes	McGarvey
Correa	Higgins (NY)	McGovern
Costa	Himes	McHenry
Courtney	Horsford	Meeks

Menendez	Pressley	Stevens
Meng	Quigley	Strickland
Mfume	Ramirez	Sykes
Moore (WI)	Raskin	Takano
Morelle	Ross	Thanedar
Moskowitz	Ruiz	Thompson (MS)
Moulton	Ruppersberger	Titus
Mrvan	Ryan	Tlaib
Nadler	Salinas	Tokuda
Napolitano	Sánchez	Tonko
Neal	Sarbanes	Torres (CA)
Neguse	Scanlon	Trahan
Nickel	Schakowsky	Trone
Norcross	Schiff	Turner
Ocasio-Cortez	Schneider	Underwood
Omar	Scholten	Vargas
Pallone	Schrier	Vasquez
Panetta	Scott (VA)	Veasey
Pappas	Scott, David	Velázquez
Pascarell	Sewell	Wasserman
Payne	Sherrill	Schultz
Peltola	Slotkin	Waters
Perez	Smith (WA)	Watson Coleman
Peters	Sorensen	Wexton
Pettersen	Soto	Wild
Pingree	Spanberger	Williams (GA)
Pocan	Stansbury	Wilson (FL)
Porter	Stanton	

#### NAYS—201

Aderholt	Jimenez	Miller-Meeks
Alford	Gonzales, Tony	Mills
Allen	Good (VA)	Molinaro
Amodei	Gooden (TX)	Moolenaar
Armstrong	Gosar	Moore (AL)
Arrington	Granger	Moore (UT)
Babin	Graves (LA)	Moran
Bacon	Graves (MO)	Murphy
Baird	Green (TN)	Nehls
Balderson	Greene (GA)	Newhouse
Barr	Griffith	Norman
Bean (FL)	Grothman	Nunn (IA)
Bergman	Guest	Obermole
Bice	Guthrie	Ogles
Biggs	Hageman	Owens
Bilirakis	Harris	Palmer
Bishop (NC)	Harshbarger	Perry
Boebert	Hern	Pfluger
Bost	Higgins (LA)	Posey
Brecheen	Hill	Reschenthaler
Burchett	Hinson	Rodgers (WA)
Burgess	Houchin	Rogers (AL)
Burlison	Hudson	Rogers (KY)
Calvert	Huizenga	Rose
Cammack	Hunt	Rosendale
Carey	Jackson (TX)	Rouzer
Carl	James	Roy
Carter (GA)	Johnson (OH)	Rutherford
Carter (TX)	Johnson (SD)	Santos
Chavez-DeRemer	Jordan	Scalise
Ciscomani	Joyce (OH)	Schweikert
Cline	Joyce (PA)	Scott, Austin
Cloud	Kean (NJ)	Self
Clyde	Kelly (MS)	Sessions
Cole	Kelly (PA)	Simpson
Collins	Kiggans (VA)	Smith (MO)
Comer	Kiley	Smith (NE)
Crane	Kim (CA)	Smith (NJ)
Crawford	Kustoff	Smucker
Curtis	LaHood	Spartz
D'Esposito	LaLota	Stauber
Davidson	LaMalfa	Steel
De La Cruz	Lamborn	Stefanik
DesJarlais	Langworthy	Steil
Diaz-Balart	Latta	Steube
Donalds	LaTurner	Strong
Duncan	Lawler	Tenney
Dunn (FL)	Lee (FL)	Thompson (PA)
Edwards	Lesko	Tiffany
Ellzey	Letlow	Timmons
Emmer	Loudermilk	Valadao
Estes	Lucas	Van Drew
Feenstra	Luetkemeyer	Van Dwyne
Ferguson	Luna	Van Orden
Finstad	Luttrell	Wagner
Fischbach	Malliotakis	Walberg
Fitzgerald	Mann	Waltz
Fitzpatrick	Massie	Weber (TX)
Fleischmann	Mast	Webster (FL)
Flood	McCarthy	Wenstrup
Franklin, Scott	McCaul	Westerman
Fry	McClain	Williams (NY)
Fulcher	McCormick	Wilson (SC)
Gaetz	Meuser	Wittman
Gallagher	Miller (IL)	Womack
Garbarino	Miller (OH)	Yakym
Garcia, Mike	Miller (WV)	Zinke

#### NOT VOTING—23

Banks	Garamendi	Phillips
Buchanan	Jackson Lee	Salazar
Bucshon	Loifgren	Sherman
Chu	Mace	Swalwell
Cleaver	Mooney	Thompson (CA)
Crenshaw	Mullin	Torres (NY)
Ezell	Pelosi	Williams (TX)
Fallon	Pence	

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1936

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

A motion to reconsider was laid on the table.

#### PERSONAL EXPLANATION

Mr. TORRES of New York. Mr. Speaker, I was not present in the House Chamber today. Had I been present, I would have voted "yea" on rollcall No. 643, "yea" on rollcall No. 644, and "yea" on rollcall No. 645.

#### HOOR OF MEETING ON TOMORROW

Mr. POSEY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow.

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

There was no objection.

#### HAMAS MUST BE DEFEATED

(Mr. LAWLER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. LAWLER. Mr. Speaker, as a point of personal privilege, I would like to recognize my grandparents, John and Eileen Lawler, who are here with us tonight.

Mr. Speaker, I just returned from a bipartisan delegation trip to Israel, where we met with Prime Minister Netanyahu, Defense Minister Gallant, and U.S. Ambassador Jack Lew. We also met with the family members of some of the 240 hostages currently being held by Hamas and viewed raw footage of the barbaric terrorist attack of October 7.

Mr. Speaker, let's be clear: Hamas is a terrorist organization that not only wants to wipe Israel off the face of the Earth, they want to eliminate the Jewish people. They must not only be defeated, they must be destroyed.

I support Israel's right to defend itself and denounce the ludicrous calls for a cease-fire. No one in this room would have called for a cease-fire after September 11, and no one should hold Israel to a standard we would not hold ourselves.

The United States must stand resolute in our support for Israel. This is a battle of good versus evil.

As Edmund Burke said: The only thing necessary for the triumph of evil is for good men to do nothing. Let us not be Neville Chamberlains; let us be