

PROVIDING FOR CONSIDERATION OF H.R. 5025, TRANSPORTATION, TREASURY, AND INDEPENDENT AGENCIES APPROPRIATIONS ACT, 2005

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SEPTEMBER 14, 2004.—Referred to the House Calendar and ordered to be printed

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Mr. REYNOLDS, from the Committee on Rules,  
submitted the following

R E P O R T

[To accompany H. Res. 770]

The Committee on Rules, having had under consideration House Resolution 770, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 5025, the Transportation, Treasury, and Independent Agencies Appropriations Act, 2005, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill.

Under the rules of the House the bill shall be read for amendment by paragraph. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendment in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions.

The waiver of all points of order against consideration of the bill includes a waiver of section 306 of the Congressional Budget Act of 1974 (prohibiting consideration of legislation within the jurisdiction of the Committee on the Budget unless reported by the Budget Committee) and a waiver of section 401 of the Congressional Budget Act of 1974 (prohibiting consideration of budget-related legislation, as reported, that is not subject to annual appropriations).

## COMMITTEE VOTES

Pursuant to clause 3(b) of House rule XIII the results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

*Rules Committee record vote No. 315*

Date: September 14, 2004.

Measure: H.R. 5025, Transportation, Treasury, and Independent Agencies Appropriations Act, 2005.

Motion by: Mr. Frost.

Summary of motion: To provide the appropriate waivers to protect from a point of order section 646 which would allow government jobs to be privatized only if it would save \$10 million or 10% of the program's cost.

Results: Defeated 2 to 8.

Vote by Members: Linder—Nay; Pryce—Nay; Diaz-Balart—Nay; Hastings (WA)—Nay; Myrick—Nay; Sessions—Nay; Reynolds—Nay; Frost—Yea; McGovern—Yea; Dreier—Nay.

*Rules Committee record vote No. 316*

Date: September 14, 2004.

Measure: H.R. 5025, Transportation, Treasury, and Independent Agencies Appropriations Act, 2005.

Motion by: Mr. Frost.

Summary of motion: To provide the appropriate waivers to protect from a point of order section 645 in the bill that provides for a 3.5% COLA for Federal civilian employees, the same level the President proposed for members of the Armed Forces.

Results: Defeated 2 to 8.

Vote by Members: Linder—Nay; Pryce—Nay; Diaz-Balart—Nay; Hastings (WA)—Nay; Myrick—Nay; Sessions—Nay; Reynolds—Nay; Frost—Yea; McGovern—Yea; Dreier—Nay.

*Rules Committee record vote No. 317*

Date: September 14, 2004.

Measure: H.R. 5025, Transportation, Treasury, and Independent Agencies Appropriations Act, 2005.

Motion by: Mr. McGovern.

Summary of motion: To make in order and provide the appropriate waivers for the amendment offered by Representative Olver which would increase funding for Amtrak by \$300 million. The cost of the amendment would be paid for by a 1.2 percent reduction in the 2001 and 2003 tax cuts for those with incomes in excess of \$1 million.

Results: Defeated 2 to 8.

Vote by Members: Linder—Nay; Pryce—Nay; Diaz-Balart—Nay; Hastings (WA)—Nay; Myrick—Nay; Sessions—Nay; Reynolds—Nay; Frost—Yea; McGovern—Yea; Dreier—Nay.